

**DRAFT**

# **FY 2010 Standing Appropriations Bill House Study Bill 741**

Proposed Action:

**House Appropriations  
Committee**

March 22, 2010

**An Act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, and reducing appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, and providing for properly related matters, and including effective date and retroactive applicability provisions.**

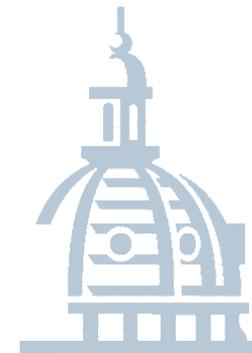


**Fiscal Services Division  
Legislative Services Agency**

**NOTES ON BILLS AND AMENDMENTS (NOBA)**

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

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**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE STUDY BILL 741  
FY 2010 STANDING APPROPRIATIONS BILL**

**FUNDING SUMMARY**

***DIVISION I – MENTAL HEALTH  
ALLOWED GROWTH***

***DIVISION II – STANDING  
APPROPRIATIONS AND RELATED  
MATTERS***

**GENERAL ASSEMBLY**

**STANDING APPROPRIATION LIMITS**

**STATE FOUNDATION AID**

***FY 2011 General Fund***

- For FY 2011, this Bill makes reductions to certain standing appropriations totaling \$495.6 million and appropriates a total of \$93.6 million from the General Fund. This results in a net reduction of \$402.0 million to FY 2011 General Fund appropriations.

***FY 2011 Other Funds***

- This Bill appropriates a total of \$404.4 million from non-General Fund sources for FY 2011. This includes: \$258.3 million from the Cash Reserve Fund and \$146.0 million from the Property Tax Credit Fund, and \$90,000 from the Underground Storage Tank Fund.
- Requires the FY 2012 allowed growth appropriation adjustment for mental health services be established within the first 30 days of the 2011 Legislative Session.

- Reduces the FY 2011 standing appropriation for the Legislative Branch by \$5.9 million.
- Limits the following FY 2011 General Fund standing appropriations to specified amounts.
  - \$443,000 to the Department of Cultural Affairs for community cultural grants.
  - \$862,000 to the Department of Economic Development for regional tourism marketing.
  - \$182,000 to the Department of Public Health for the Center for Congenital and Inherited Disorders Central Registry.
  - \$218,000 to the Department of Human Services for Child Abuse Prevention Programs.
  - \$11.5 million to the Department of Education for Children At-Risk Programs.
  - \$7.1 million to the Department of Education for nonpublic school transportation.
  - \$81.2 million to the Department of Human Services for the Property Tax Relief Fund.
  - \$19.6 million to the Office of Energy Independence for the Iowa Power Fund.
- Limits State Foundation Aid to \$2,494.1 million for FY 2011. House File 2519 (Block Grant Appropriations Bill) appropriates a total of \$47.9 million from federal stimulus funds in lieu of an equal amount of General Fund money appropriated in this Bill. The FY 2011 School Foundation Aid total appropriation is estimated to be \$167.1 million less than the amount needed to fully fund State Foundation Aid for FY 2011.

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE STUDY BILL 741  
FY 2010 STANDING APPROPRIATIONS BILL**

**INSTRUCTIONAL SUPPORT  
PROPERTY TAX CREDIT FUND**

- Eliminates the appropriation for FY 2011 for Instructional Support State Aid.
- Appropriates a total of \$146.0 million to the Property Tax Credit Fund, including: \$91.3 million from the General Fund and \$54.7 million from the Cash Reserve Fund.
- Makes the following FY 2011 appropriations from the Property Tax Credit Fund in lieu of the General Fund standing appropriations:
  - \$87.8 million for the Homestead Property Tax Credit.
  - \$32.4 million for the Family Farm and Agricultural Land Tax Credits.
  - \$2.4 million for the Military Service Tax Credit.
  - \$23.4 million for the Elderly and Disabled Tax Credit.

**PERFORMANCE OF DUTY**

- Appropriates \$10.6 million from the Cash Reserve Fund to the Executive Council for Performance of Duty expenditures.

**CASH RESERVE FUND  
REQUIREMENTS**

- Notwithstanding the requirement that a Cash Reserve Fund appropriation be used for nonrecurring emergency expenditures and that an appropriation not be made from the Cash Reserve Fund that would cause the Fund's balance to be less than 3.75% of the adjusted revenue estimate.
- Specifies that the General Fund appropriation to the Cash Reserve Fund required in the event the Fund does not maintain a balance equal to 7.5% of the FY 2011 adjusted revenue estimate will not be made in FY 2011.

**MENTAL HEALTH PROPERTY TAX  
RELIEF FUND**

- Changes the General Fund standing appropriation for the Property Tax Relief Fund from \$95.0 million to \$88.4 million and eliminates a \$6.6 million standing appropriation from the Property Tax Relief Fund to the Department of Human Services for the Medical Assistance Program.

**FY 2010 CASH RESERVE FUND  
APPROPRIATION**

- Provides that the unobligated balance from the FY 2010 Cash Reserve Fund appropriation to the Executive Council carry forward to FY 2011. The estimated carryforward balance is \$19.4 million.

***DIVISION III – SALARIES AND  
COMPENSATION***

***The identified need for FY 2011 salary and benefit increases for State employees is \$80.2 million from the General Fund and \$52.3 million from non-General Fund sources.***

- Requires State agencies and establishments to fully fund collective bargaining agreements from available resources. Specifies that pay plans for non-contract employees do not increase for FY 2011.

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE STUDY BILL 741  
FY 2010 STANDING APPROPRIATIONS BILL**

***DIVISION III – SALARIES AND  
COMPENSATION (CONTINUED)***

***DIVISION IV – APPROPRIATION  
REDUCTIONS***

DOM CONTINGENT  
APPROPRIATION

DAS TECHNOLOGY  
APPROPRIATION

***DIVISION V – STATE FINANCIAL  
MANAGEMENT DUTIES***

***DIVISION VI – CORRECTIVE  
PROVISIONS***

***DIVISION VII – APPROPRIATIONS***

APPROPRIATIONS

***DIVISION VII – MISCELLANEOUS  
PROVISIONS***

- Prohibits bonus pay in FY 2011 for all Executive Branch, Judicial Branch, and Legislative Branch employees, unless permitted by law or required by a collective bargaining agreement.
- Requires the Department of Management to apply reductions totaling \$83.8 million to the General Fund operating appropriations of Executive Branch agencies for FY 2011, excluding the Board of Regents.
- Permits the Department of Management to transfer up to \$5.0 million from the Cash Reserve Fund to offset any appropriation reductions required in this Division.
- Appropriates \$2.3 million from the General Fund to the Department of Administrative Services for implementing the government information technology services provisions in SF 2088 (Government Reorganization and Efficiency Act).
- Amends provisions of SF 2088 (Government Reorganization and Efficiency Act) to maintain the State accounting functions in the Department of Administrative Services. Senate File 2088 transferred the responsibilities for the State accounting functions to the Department of Management.
- Makes technical corrections to various provisions of enacted or pending legislation including effective dates.
- Appropriates \$90,000 from the Underground Storage Tank Fund to the Department of Education for educational purposes on the Sac and Fox Indian Settlement.
- Appropriates \$187.8 million from the Cash Reserve Fund to the Department of Human Services for the Medical Assistance Program.
- Appropriates \$260,000 from the Cash Reserve Fund to the Department of Management for operational purposes.
- Transfers \$2.8 million in funding and 34.4 FTE positions appropriated in SF 2367 (Administration and Regulation Appropriations Bill) to accommodate moving the State accounting functions from the Department of Management to the Department of Administrative Services.
- Limits the liability of a railroad company relating to flood damage due to alteration of company structures and facilities.

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE STUDY BILL 741  
FY 2010 STANDING APPROPRIATIONS BILL**

***DIVISION VII – MISCELLANEOUS  
PROVISIONS (CONTINUED)***

- Requires the Board of Regents to conduct a study of the Braille and Sight Saving School and to submit a report with recommendations to the Legislative Council by August 31, 2010.
- Requires the Plumbing and Mechanical System Board to allow a person that has not previously held a license to take the State master licensing examination if the Board deems the work experience to be equivalent to 48 months experience as a licensed master. This requirement is effective on enactment through September 30, 2010.
- Permits the Iowa Technology and Telecommunications Commission to determine the fiber optic cable capacity to be leased for Part III connections.
- Requires public members of the Council on Homelessness to be reimbursed for expenses by the Iowa Finance Authority instead of an appropriation for such purpose.
- Expands the use of the Housing Trust Fund to include the Iowa Mortgage Help Initiative.
- Requires that if a public employer is not subject to budget certification requirements, a collective bargaining agreement shall provide for implementation of certain impasse and mediation procedures.
- Permits a person to conduct bingo games without a license under certain conditions and removes the bingo license exemption for nonprofit organizations.
- Permits a person to purchase raffle tickets by check, money order, or debit card for one raffle conducted by an eligible qualified organization in a calendar year.
- Exempts pharmacy technicians and pharmacy technician trainees from meeting examination requirements under certain conditions.
- Modifies the criteria for an organization to be considered a Fair and the criteria that comprises a Fair Event.
- Specifies that a person who steers a motor vehicle unreasonable close to a person riding a bicycle, or throws an object at a person riding a bicycle, commits a simple misdemeanor and establishes a scheduled fine of \$250.
- Increases the maximum local hotel/motel tax rate from 7.0% to 9.0% for cities and from 7.0% to 8.0% for counties. Additionally, specifies that if a county imposes a hotel/motel tax rate of 8.0%, that one percentage point of the tax may be imposed in both the incorporated areas and unincorporated areas within that county. Requires a citizen advisory committee of at least five members to be appointed if a hotel/motel tax is imposed after the effective date of this Bill.

***DIVISION VIII – BICYCLES***

***DIVISION IX – HOTEL AND MOTEL  
TAX***

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE STUDY BILL 741  
FY 2010 STANDING APPROPRIATIONS BILL**

***EFFECTIVE DATES AND  
RETROACTIVE APPLICABILITY***

- The section creating the Property Tax Credit Fund is effective on enactment.
- The provision that allows the carryforward of unobligated funds from the FY 2010 Cash Reserve Fund appropriation to the Executive Council is effective on enactment.
- The Section that deposits federal Veterans Affairs construction funding in the General Fund for the medical clinic expenditures is effective on enactment and applies retroactively to July 1, 2009.
- The Section relating to the licensing of pharmacy technicians is effective on enactment and applies retroactively to January 1, 2010.

LSB6264H provides for the following changes to the Code of Iowa.

| Page # | Line # | Bill Section | Action   | Code Section                                | Description                                   |
|--------|--------|--------------|----------|---|---|
| 1      | 3      | 1            | Nwthstnd | Sec. 331.439(3)                             | Mental Health Growth Factor                   |
| 2      | 11     | 4            | Nwthstnd | Sec. Various                                | Standing Appropriation Requirements           |
| 3      | 19     | 5            | Nwthstnd | Sec. 257.16(1)                              | State Foundation Aid Appropriation            |
| 4      | 7      | 6            | Nwthstnd | Sec. 257.20                                 | Instructional Support State Aid Appropriation |
| 4      | 28     | 8.1(c)       | Nwthstnd | Sec. 8.56(3 & 4)                            | Cash Reserve Fund Requirements                |
| 4      | 33     | 8.1(d)       | Nwthstnd | Sec. 8.33                                   | Property Tax Credit Fund Balance Carryforward |
| 5      | 4      | 8.2          | Nwthstnd | Sec. Various                                | General Fund Property Tax Credit Approp.      |
| 6      | 19     | 11           | Nwthstnd | Sec. 8.56(3 & 4)                            | Cash Reserve Fund Requirements                |
| 6      | 24     | 12           | Nwthstnd | Sec. 8.57(1)(a)                             | Cash Reserve Fund Requirements                |
| 6      | 29     | 13           | Amends   | Sec. 426B.1(2 & 3)                          | Property Tax Relief Fund Appropriation        |
| 7      | 17     | 14           | Amends   | Sec. 10, Chap. 179, 2009<br>Iowa Acts       | FY 2010 Performance of Duty Appropriation     |
| 13     | 8      | 25           | Amends   | Sec. 14, Chap. 1191, 2008<br>Iowa Acts      | Chief Information Officer Salary Range        |
| 15     | 5      | 28           | Amends   | Sec. 8A.502(1)                              | Centralized Accounting and Payroll            |
| 15     | 14     | 29           | Adds     | Sec. 8A.502(8A)                             | Searchable Budget Database                    |
| 15     | 18     | 30           | Repeals  | Sec. 11B(16)                                | Auditor of State Reimbursement                |
| 15     | 21     | 31           | Amends   | Sec. 233, SF 2088, 2010<br>Iowa Acts        | Centralized Payroll System                    |
| 16     | 5      | 32           | Amends   | Sec. 234, SF 2088, 2010<br>Iowa Acts        | Payroll Frequency                             |
| 16     | 13     | 33           | Repeals  | Sec. 175 - 232, SF 2088,<br>2010 Iowa Acts  | Transfer of Accounting Functions              |
| 16     | 17     | 34           | Amends   | Sec. 2.69(3), SF 2088, 2010<br>Iowa Acts    | Technical Correction                          |
| 16     | 29     | 35           | Amends   | Sec. 97D.4(2)                               | Technical Correction                          |
| 17     | 5      | 36           | Amends   | Sec. 123.43A(1), SF 2088,<br>2010 Iowa Acts | Technical Correction                          |

| Page # | Line # | Bill Section | Action | Code Section                                     | Description          |
|--------|--------|--------------|--------|--|----------------------|
| 17     | 10     | 37           | Amends | Sec. 162.10D(2), SF 2088,<br>2010 Iowa Acts      | Technical Correction |
| 17     | 19     | 38           | Amends | Sec. 216A.113(1)                                 | Technical Correction |
| 17     | 30     | 39           | Amends | Sec. 216C.9(1)                                   | Technical Correction |
| 18     | 6      | 40           | Amends | Sec. 256.51(1)(a)                                | Technical Correction |
| 18     | 12     | 41           | Amends | Sec. 256F.3(1)                                   | Technical Correction |
| 18     | 23     | 42           | Amends | Sec. 256F.6(3)                                   | Technical Correction |
| 18     | 28     | 43           | Amends | Sec. 260C.44                                     | Technical Correction |
| 19     | 22     | 44           | Amends | Sec. 298.4(2)                                    | Technical Correction |
| 19     | 29     | 45           | Amends | Sec. 317.1                                       | Technical Correction |
| 20     | 6      | 46           | Amends | Sec. 321J.2(3)(d)(1&2)                           | Technical Correction |
| 20     | 34     | 47           | Amends | Sec. 336.4                                       | Technical Correction |
| 21     | 9      | 48           | Amends | Sec. 435.26B(1)(c)                               | Technical Correction |
| 21     | 17     | 49           | Amends | Sec. 435.26B(1c)                                 | Technical Correction |
| 21     | 27     | 50           | Amends | Sec. 489.116(4)                                  | Technical Correction |
| 22     | 1      | 51           | Amends | Sec. 489.1005(2)                                 | Technical Correction |
| 22     | 16     | 52           | Amends | Sec. 489.1009(3)                                 | Technical Correction |
| 22     | 32     | 53           | Amends | Sec. 489.1013(2)                                 | Technical Correction |
| 23     | 13     | 54           | Amends | Sec. 508C.3(1)(b)(2)(d)                          | Technical Correction |
| 23     | 22     | 55           | Amends | Sec. 514C.26(1)(c)(2)(j)                         | Technical Correction |
| 23     | 32     | 56           | Amends | Sec. 543B.29(1)(e)(2)                            | Technical Correction |
| 24     | 9      | 57           | Amends | Sec. 562A.29A(1)(b)                              | Technical Correction |
| 24     | 15     | 58           | Amends | Sec. 685.6(9)(d)                                 | Technical Correction |
| 24     | 30     | 59           | Amends | Sec. 692A.102(1)(c)(30),<br>2009 Code Supplement | Technical Correction |
| 25     | 2      | 60           | Amends | Sec. 805.6(3)(a)                                 | Technical Correction |
| 25     | 26     | 61           | Amends | Sec. 63, SF 2340, 2010 Iowa<br>Acts              | Technical Correction |
| 25     | 32     | 62           | Amends | Sec. 901A.1(1)(c)                                | Technical Correction |
| 26     | 1      | 63           | Amends | Sec. 476.53(3)(a)(1)                             | Technical Correction |
| 26     | 16     | 64           | Amends | Sec. 907.3(3)(c), Code<br>Supplement 2009        | Technical Correction |
| 26     | 28     | 65           | Amends | Sec. 18.4(a), SF 2237, 2010<br>Iowa Acts         | Technical Correction |

| Page # | Line # | Bill Section | Action   | Code Section                             | Description  |
|--------|--------|--------------|----------|--|--|
| 27     | 27     | 66           | Amends   | Sec. 23.2, SF 2366, 2010 Iowa Acts       | Technical Correction                                 |
| 27     | 35     | 67           | Repeals  | Sec. 25, HF 2280, 2010 Iowa Acts         | Technical Correction                                 |
| 28     | 2      | 68           | Repeals  | Sec. 3, HF 2452, 2010 Iowa Acts          | Technical Correction                                 |
| 29     | 21     | 73           | Nwthstnd | Sec. 455G.3(1)                           | Underground Storage Tand Fund                        |
| 32     | 4      | 80           | Amends   | Sec. 8D.13(5)                            | Allows ITTC to Determine Fiber Option Cable Capacity |
| 32     | 25     | 81           | Amends   | Sec. 16.100A(6)(d), Code Supplement 2009 | Council on Homelessness Reimbursements               |
| 32     | 31     | 82           | Amends   | Sec. 16.181(1)(a), Code Supplement 2009  | Iowa Mortgage Help Initiative                        |
| 33     | 12     | 83           | Amends   | Sec. 20.19                               | Impasse Procedures                                   |
| 34     | 5      | 84           | Amends   | Sec. 20.20                               | Mediation  |

1 1 DIVISION I

1 2 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING == FY 2011=2012

1 3 Section 1. ADULT MH/MR/DD SERVICES ALLOWED GROWTH FUNDING ==  
 1 4 FY 2011=2012. Notwithstanding section 331.439, subsection  
 1 5 3, the allowed growth factor adjustment for county mental  
 1 6 health, mental retardation, and developmental disabilities  
 1 7 service expenditures for the fiscal year beginning July  
 1 8 1, 2011, shall be established by statute which shall be  
 1 9 enacted within thirty calendar days of the convening of the  
 1 10 Eighty=fourth General Assembly, 2011 Session, on January 10,  
 1 11 2011. The governor shall submit to the general assembly a  
 1 12 recommendation for such allowed growth factor adjustment and  
 1 13 the amounts of related appropriations to the general assembly  
 1 14 on or before January 11, 2011.

CODE: Requires the FY 2012 allowed growth appropriation adjustment for mental health services be established within the first 30 days of the 2011 Legislative Session. Requires the Governor to submit a recommendation for the allowed growth factor adjustment to the General Assembly by January 11, 2011.

1 15 DIVISION II

1 16 STANDING APPROPRIATIONS

1 17 AND RELATED MATTERS

1 18 Sec. 2. BUDGET PROCESS FOR FISCAL YEAR 2011=2012.

1 19 1. For the budget process applicable to the fiscal year  
 1 20 beginning July 1, 2011, on or before October 1, 2010, in lieu  
 1 21 of the information specified in section 8.23, subsection 1,  
 1 22 unnumbered paragraph 1, and paragraph "a", all departments and  
 1 23 establishments of the government shall transmit to the director  
 1 24 of the department of management, on blanks to be furnished by  
 1 25 the director, estimates of their expenditure requirements,  
 1 26 including every proposed expenditure, for the ensuing fiscal  
 1 27 year, together with supporting data and explanations as called  
 1 28 for by the director of the department of management after  
 1 29 consultation with the legislative services agency.

1 30 2. The estimates of expenditure requirements shall be  
 1 31 in a form specified by the director of the department of  
 1 32 management, and the expenditure requirements shall include all

Requires State agencies to submit the FY 2012 budget information to the Department of Management (DOM) and include all proposed expenditures, supporting data, and explanations. Requires the Director of the DOM to consult with the Legislative Services Agency regarding supporting data. Requires expenditures to be prioritized by program or by results expected to be achieved. Requires performance measures to be included with the budget information.

1 33 proposed expenditures and shall be prioritized by program or  
 1 34 the results to be achieved. The estimates shall be accompanied  
 1 35 by performance measures for evaluating the effectiveness of the  
 2 1 programs or results.

2 2 Sec. 3. GENERAL ASSEMBLY.  
 2 3 1. The appropriations made pursuant to section 2.12 for the  
 2 4 expenses of the general assembly and legislative agencies for  
 2 5 the fiscal year beginning July 1, 2010, and ending June 30,  
 2 6 2011, are reduced by the following amount:  
 2 7 ..... \$ 5,939,790  
 2 8 2. The budgeted amounts for the general assembly for the  
 2 9 fiscal year beginning July 1, 2010, may be adjusted to reflect  
 2 10 unexpended budgeted amounts from the previous fiscal year.

Reduces the FY 2011 standing appropriation for the Legislative Branch by \$5,939,790. Permits the General Assembly to adjust the FY 2011 budget to reflect any unexpended funds from the FY 2010 budget.

DETAIL: The General Assembly's FY 2011 budget is estimated at \$36,009,827. This Bill reduces the FY 2011 budget to \$30,070,037 and represents no change compared to estimated net FY 2010.

2 11 Sec. 4. LIMITATION OF STANDING APPROPRIATIONS.  
 2 12 Notwithstanding the standing appropriations in the following  
 2 13 designated sections for the fiscal year beginning July 1, 2010,  
 2 14 and ending June 30, 2011, the amounts appropriated from the  
 2 15 general fund of the state pursuant to these sections for the  
 2 16 following designated purposes shall not exceed the following  
 2 17 amounts:

CODE: Limits selected standing appropriations to specified amounts.

2 18 1. For operational support grants and community cultural  
 2 19 grants under section 99F.11, subsection 3, paragraph "d",  
 2 20 subparagraph (1):  
 2 21 ..... \$ 443,300

Limits the General Fund appropriation to the Department of Cultural Affairs for operational support grants and community cultural grants to \$443,300.

DETAIL: This represents no change compared to estimated net FY 2010 and a decrease of \$76,700 to the standing appropriation of \$520,000. Code Section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the Department of Cultural Affairs.

2 22 2. For regional tourism marketing under section 99F.11,  
 2 23 subsection 3, paragraph "d", subparagraph (2):

Limits the General Fund appropriation to the Department of Economic Development for regional tourism marketing to \$862,028.

|   |               |   |
|---|---------------|---|
| 2 24 .....  | \$ 862,028    | DETAIL: This represents no change compared to estimated net FY 2010 and a decrease of \$241,972 compared to the FY 2011 estimated standing appropriation of \$1,104,000. Code Section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the Department of Economic Development for regional tourism marketing. |
| 2 25 3. For the center for congenital and inherited disorders<br>2 26 central registry under section 144.13A, subsection 4, paragraph<br>2 27 "a":  | \$ 182,044    | Limits the FY 2011 General Fund appropriation to the Department of Public Health for the Center for Congenital and Inherited Disorders Central Registry to \$182,044.   |
| 2 28 .....  | \$ 182,044    | DETAIL: This is an increase of \$20,684 compared to estimated net FY 2010 and a decrease of \$50,456 compared to the FY 2011 estimated standing appropriation of \$232,500. The standing appropriation is based on an amount equal to \$10.00 of each birth certificate registration.   |
| 2 29 4. For primary and secondary child abuse prevention<br>2 30 programs under section 144.13A, subsection 4, paragraph "a":<br>2 31 .....   | \$ 217,772    | Limits the FY 2011 General Fund appropriation to the Department of Human Services for Primary and Secondary Child Abuse Prevention Programs to \$217,772.   |
|   |               | DETAIL: This is an increase of \$43,696 compared to estimated net FY 2010 and a decrease of \$14,728 compared to the FY 2011 estimated standing appropriation of \$232,500. The standing appropriation is based on an amount equal to \$10.00 of each birth certificate registration.   |
| 2 32 5. For programs for at-risk children under section 279.51:<br>2 33 .....<br>2 34 The amount of any reduction in this subsection shall be<br>2 35 prorated among the programs specified in section 279.51,<br>3 1 subsection 1, paragraphs "a", "b", and "c". | \$ 11,493,891 | Limits the FY 2011 General Fund appropriation to the Department of Education for Children At-Risk Programs to \$11,493,891.   |
|   |               | DETAIL: This is an increase of \$1,149,389 compared to estimated net FY 2010. This is a decrease of \$1,112,305 compared to the FY 2011 standing appropriation. The Child Development standing appropriation is established in Code Section 279.51 at \$12,606,196.   |
| 3 2 6. For payment for nonpublic school transportation under  |               | Limits the FY 2011 General Fund appropriation to the Department of  |

|  |   |
|--|---|
| <p>3 3 section 285.2:<br/> 3 4 ..... \$ 7,060,931<br/> 3 5 If total approved claims for reimbursement for nonpublic<br/> 3 6 school pupil transportation exceed the amount appropriated in<br/> 3 7 accordance with this subsection, the department of education<br/> 3 8 shall prorate the amount of each approved claim.</p> | <p>Education for nonpublic school transportation to \$7,060,931.<br/> Requires the appropriation to be prorated if the claims exceed the<br/> appropriation.</p> <p>DETAIL: This represents no change compared to estimated net FY<br/> 2010 and is a decrease of \$2,139,069 compared to the FY 2011<br/> estimated standing appropriation of \$9,200,000.</p>   |
| <p>3 9 7. For mental health, mental retardation, and developmental<br/> 3 10 disabilities services property tax relief under section 426B.1,<br/> 3 11 subsection 2, as amended in this division of this Act:<br/> 3 12 ..... \$ 81,199,911</p>  | <p>Limits the FY 2011 General Fund appropriation for the Property Tax<br/> Relief Fund to \$81,199,911.</p> <p>DETAIL: The Property Tax Relief Fund provides State funding for<br/> county mental health, mental retardation, and developmental<br/> disabilities services. This is a decrease of \$13,800,089 compared to<br/> the FY 2011 standing appropriation of \$95,000,000. For FY 2010, the<br/> Property Tax Relief Fund received General Fund appropriations<br/> totaling \$83,879,911, including \$73,399,911 in HF 820 (FY 2010<br/> Federal Funds Act) and \$10,480,000 in SF 2151 (FY 2010<br/> Supplemental Appropriations Act).</p> |
| <p>3 13 8. For the enforcement of chapter 453D relating to tobacco<br/> 3 14 product manufacturers under section 453D.8:<br/> 3 15 ..... \$ 19,591</p>   | <p>Limits the FY 2011 General Fund appropriation to the Department of<br/> Revenue for financial obligation enforcement of tobacco product<br/> manufacturers to \$19,591.</p> <p>DETAIL: This represents no change compared to estimated net FY<br/> 2010 and a decrease of \$5,409 compared to the standing<br/> appropriation of \$25,000.</p>   |
| <p>3 16 9. For the Iowa power fund under section 469.10, subsection<br/> 3 17 1:<br/> 3 18 ..... \$ 19,600,000</p>   | <p>Limits the FY 2011 General Fund appropriation to the Office of Energy<br/> Independence for the Iowa Power Fund to \$19,600,000.</p> <p>DETAIL: This is a decrease of \$2,000,000 compared to estimated net<br/> FY 2010 and a decrease of \$5,400,000 compared to the standing<br/> appropriation of \$25,000,000.</p>  |
| <p>3 19 Sec. 5. STATE FOUNDATION AID FOR SCHOOLS == FY 2010=2011.</p>  | <p>CODE: Limits the FY 2011 General Fund appropriation for State</p>  |

|   |  |
|---|--|
| <p>3 20 Notwithstanding the standing appropriation in section 257.16,<br/> 3 21 subsection 1, for state foundation aid for the fiscal year<br/> 3 22 beginning July 1, 2010, and ending June 30, 2011, the amount<br/> 3 23 appropriated from the general fund of the state pursuant to<br/> 3 24 that section for the following designated purpose shall not<br/> 3 25 exceed the following amount:<br/> 3 26 For state foundation aid under section 257.16, subsection 1:<br/> 3 27 ..... \$2,494,057,875</p> | <p>Foundation Aid.</p> <p>DETAIL: For FY 2010, State Foundation Aid received appropriations totaling \$2,349,004,670. This includes: \$2,146,457,965 from the General Fund, after the 10.00% across-the-board reduction, and \$202,546,705 from federal stimulus funds.</p> <p>For FY 2011, the State Foundation Aid appropriation is limited to \$2,494,057,875 and includes \$2,446,110,078 from the General Fund and \$47,947,797 from federal stimulus funds. The overall funding for State Foundation Aid in FY 2011 represents an increase of \$145,053,205 compared to the total appropriations for FY 2010.</p> <p>The FY 2011 School Foundation Aid total is estimated to be \$167,142,125 less than the amount needed to fully fund State Foundation Aid for FY 2011.</p> <p>NOTE: House File 2519 (FY 2011 Block Grant Bill) appropriates a total of \$47,947,797 from federal stimulus funds in lieu of an equal amount of General Fund money appropriated in this Bill.</p> |
| <p>3 28 1. Of the amount designated in this section for state<br/> 3 29 foundation aid, \$314,894,787 is allocated for the teacher<br/> 3 30 salary supplements, the professional development supplements,<br/> 3 31 and the early intervention supplement in accordance with<br/> 3 32 section 257.10, subsections 9 through 11, and section 257.37A.</p>  | <p>Allocates \$314,894,787 from the State Foundation Aid appropriation for teacher salary, professional development, and early intervention supplements.</p> <p>DETAIL: The LSA estimates for each of the State categorical supplements in FY 2011 is as follows:</p> <ul style="list-style-type: none"> <li>• Teacher Salary Supplement: \$256,044,957</li> <li>• Professional Development Supplement: \$29,041,992</li> <li>• Early Intervention Supplement: \$29,807,838</li> </ul>   |
| <p>3 33 2. If the remaining balance of the moneys designated in<br/> 3 34 this section, after the allocation made in subsection 1, is<br/> 3 35 less than the amount required to pay the remainder of state<br/> 4 1 foundation aid pursuant to section 257.16, subsection 1, the<br/> 4 2 difference shall be deducted from the payments to each school</p>  | <p>Requires a proration to each school district of remaining funds from the appropriation, if it is not adequate to pay the remainder of the State Foundation Aid. Requires that the allocation made for the State categorical supplements not be reduced.</p> <p>DETAIL: The current LSA estimate is a State Foundation Aid shortfall</p>   |

|  |   |
|--|---|
| <p>4 3 district and area education agency in the manner provided in<br/> 4 4 section 257.16, subsection 4. The reduction for area education<br/> 4 5 agencies shall be added to the reduction made pursuant to<br/> 4 6 section 257.35, subsection 5.</p>  | <p>totaling \$167,142,125. Of this amount, approximately \$159,500,000 will be applied to school districts and \$7,600,000 will be applied to area education agencies.</p>  |
| <p>4 7 Sec. 6. INSTRUCTIONAL SUPPORT STATE AID. Notwithstanding<br/> 4 8 the standing appropriation provided under section 257.20,<br/> 4 9 an appropriation from the general fund of the state to the<br/> 4 10 department of education for the fiscal year beginning July 1,<br/> 4 11 2010, and ending June 30, 2011, shall not be made for purposes<br/> 4 12 of paying instructional support state aid.</p> | <p>CODE: Eliminates the standing appropriation for FY 2011 for Instructional Support State Aid.</p> <p>DETAIL: For FY 2010, Instructional Support State Aid received an appropriation of \$13,103,950 from the federal stimulus funds. The estimated FY 2011 standing appropriation for Instructional Support State Aid is \$14,800,000.</p>  |
| <p>4 13 Sec. 7. VETERANS HOME MEDICAL CLINIC. Of moneys received<br/> 4 14 on or after July 1, 2009, by the Iowa veterans home from<br/> 4 15 the federal government relating to the costs to improve and<br/> 4 16 renovate a medical clinic at the home in a previous fiscal<br/> 4 17 year, the first \$727,000 shall be credited to the general fund<br/> 4 18 of the state on or after July 1, 2010.</p>    | <p>Requires the first \$727,000 in matching funds received from the federal Veterans Administration for improvements to the Medical Clinic at the Iowa Veterans Home be credited to the State General Fund after July 1, 2009.</p> <p>DETAIL: The federal Veterans Administration matches 65.00% and the State portion is 35.00% of construction costs. The State funds 100.00% of the cost up front and is reimbursed by the federal Veterans Administration on completion of the project.</p> |
| <p>4 19 Sec. 8. PROPERTY TAX CREDIT FUND == PAYMENTS IN LIEU OF<br/> 4 20 GENERAL FUND REIMBURSEMENT.</p>  |   |
| <p>4 21 1. a. A property tax credit fund shall be created in the<br/> 4 22 office of the treasurer of state to be used for the purposes of<br/> 4 23 this section.</p>   | <p>Creates a Property Tax Credit Fund within the Office of the Treasurer of State for FY 2011.</p>  |
| <p>4 24 b. There is appropriated from the general fund of the state<br/> 4 25 to the property tax credit fund created in paragraph "a" for<br/> 4 26 the fiscal year beginning July 1, 2010, and ending June 30,<br/> 4 27 2011, the sum of \$91,256,037.</p>  | <p>Appropriates \$91,256,037 from the General Fund for FY 2011 to the Property Tax Credit Fund.</p> <p>DETAIL: This Section is effective on enactment.</p>  |

4 28 c. Notwithstanding the requirements in section 8.56,  
 4 29 subsections 3 and 4, there is appropriated from the cash  
 4 30 reserve fund to the property tax credit fund created in  
 4 31 paragraph "a" for the fiscal year beginning July 1, 2010, and  
 4 32 ending June 30, 2011, the sum of \$54,684,481.

CODE: Appropriates \$54,684,481 from the Cash Reserve Fund for FY 2011 to the Property Tax Credit Fund.

4 33 d. Notwithstanding section 8.33, the surplus existing  
 4 34 in the property tax credit fund created pursuant to 2009  
 4 35 Iowa Acts, chapter 179, section 9, at the conclusion of the  
 5 1 fiscal year beginning July 1, 2009, and ending June 30, 2010,  
 5 2 is transferred to the property tax credit fund created in  
 5 3 paragraph "a".

CODE: Requires any unobligated funds remaining at the end of FY 2010 in the Property Tax Credit Fund to carry forward to FY 2011.

DETAIL: The estimated ending balance in the Property Tax Credit Fund for FY 2010 is \$12,526.

5 4 2. In lieu of the appropriations in the following designated  
 5 5 sections, for the fiscal year beginning July 1, 2010, and  
 5 6 ending June 30, 2011, there is appropriated from the property  
 5 7 tax credit fund the following amounts for the following  
 5 8 designated purposes:

CODE: Provides appropriations from the Property Tax Credit Fund for FY 2011 in lieu of General Fund appropriations for the following tax credits:

- Homestead Tax Credit: The estimated General Fund standing appropriation to fully fund the Homestead Tax Credit is \$136,200,000.
- Agricultural Land and Family Farm Tax Credit: The General Fund standing appropriation to fully fund the Agricultural Land and Family Farm Tax Credit is \$39,100,000.
- Military Service Tax Credit: The estimated General Fund standing appropriation to fully fund the Military Service Tax Credit is \$2,400,000.
- Elderly and Disabled Tax Credit: The estimated General Fund standing appropriation to fully fund the Elderly and Disabled Tax Credit is \$23,400,000.

5 9 a. For reimbursement for the homestead property tax credit  
 5 10 under section 425.1:  
 5 11 ..... \$ 87,757,913

Property Tax Credit Fund appropriation for the Homestead Property Tax Credit.

DETAIL: This is a decrease of \$6,458,706 compared to estimated net FY 2010. The FY 2011 demand is projected to exceed the appropriation by \$48,442,087.

5 12 b. For reimbursement for the family farm and agricultural  
 5 13 land tax credits under sections 425A.1 and 426.1:  
 5 14 ..... \$ 32,395,131

Property Tax Credit Fund appropriation for the Family Farm and Agricultural Land Tax Credits.

DETAIL: This represents no change compared to estimated net FY 2010. The FY 2011 demand is projected to exceed the appropriation by \$6,704,869.

5 15 c. For reimbursement for the military service tax credit  
 5 16 under section 426A.1A:  
 5 17 ..... \$ 2,400,000

Property Tax Credit Fund appropriation for the Military Service Tax Credit.

DETAIL: This represents no change compared to estimated net FY 2010 and fully funds the projected demand for FY 2011.

5 18 d. For implementing the elderly and disabled tax credit and  
 5 19 reimbursement pursuant to sections 425.16 through 425.39:  
 5 20 ..... \$ 23,400,000

Property Tax Credit Fund appropriation for the Elderly and Disabled Tax Credit.

DETAIL: This is an increase of \$2,620,800 compared to estimated net FY 2010 and fully funds the projected demand for FY 2011.

5 21 If the director of revenue determines that the amount  
 5 22 of claims for credit for property taxes due pursuant to  
 5 23 paragraphs "a", "b", "c", and "d", plus the amount of claims  
 5 24 for reimbursement for rent constituting property taxes paid  
 5 25 which are to be paid during the fiscal year may exceed the  
 5 26 total amount appropriated, the director shall estimate the  
 5 27 percentage of the credits and reimbursements which will be  
 5 28 funded by the appropriation. The county treasurer shall notify  
 5 29 the director of the amount of property tax credits claimed by  
 5 30 June 8, 2010. The director shall estimate the percentage of  
 5 31 the property tax credits and rent reimbursement claims that  
 5 32 will be funded by the appropriation and notify the county  
 5 33 treasurer of the percentage estimate by June 15, 2010. The  
 5 34 estimated percentage shall be used in computing for each claim  
 5 35 the amount of property tax credit and reimbursement for rent  
 6 1 constituting property taxes paid for that fiscal year. If  
 6 2 the director overestimates the percentage of funding, claims

Requires the Director of the Department of Revenue to estimate the claims for property tax credits and reimbursement for rent constituting property taxes, using information the county treasurers are required to file by June 8, 2010, and identify the proration percentage if the claims are projected to exceed the appropriations. Requires the Director to notify the county treasurers of the proration percentage by June 15, 2010. If the Department's estimate is inadequate to pay the claims for rent reimbursement, the remaining claims are to receive priority and be paid in FY 2011. If there are excess funds after claims are paid, the remaining funds carry forward to FY 2012.

6 3 for reimbursement for rent constituting property taxes paid  
 6 4 shall be paid until they can no longer be paid at the estimated  
 6 5 percentage of funding. Rent reimbursement claims filed after  
 6 6 that point in time shall receive priority and shall be paid in  
 6 7 the following fiscal year.

6 8 Sec. 9. PERFORMANCE OF DUTY. There is appropriated from  
 6 9 the cash reserve fund created in section 8.56 to the executive  
 6 10 council for the fiscal year beginning July 1, 2010, and ending  
 6 11 June 30, 2011, the following amount, or so much thereof as is  
 6 12 necessary, to be used for the purposes designated:  
 6 13 For performance of duty by the executive council in sections  
 6 14 7D.29 and 29C.20:  
 6 15 ..... \$ 10,583,628  
 6 16 The funding from the appropriation made in this section  
 6 17 shall be utilized before any funding from the general fund of  
 6 18 the state.

Cash Reserve Fund appropriation of \$10,583,628 for FY 2011 to the Executive Council for Performance of Duty expenditures. Permits additional funds to be utilized from the General Fund if expenditures exceed the appropriation.

DETAIL: The Executive Council uses the Performance of Duty standing appropriation to fund emergency repairs of State agencies when the repairs exceed the amount of resources available in individual State agency budgets. The Contingent Fund is used by the Executive Council for funding disaster-related costs. The \$10,583,628 appropriation provides the funding for the State match requirements for Federal Emergency Management Agency (FEMA) funds that the State is receiving for the damages from the 2008 disasters.

6 19 Sec. 10. CASH RESERVE FUND APPROPRIATION  
 6 20 REQUIREMENTS. Section 8.56, subsections 3 and 4, shall  
 6 21 not apply to any appropriation made in this division or any  
 6 22 other division of this Act from the cash reserve fund created  
 6 23 in section 8.56.

CODE: Exempts the FY 2011 appropriations from the Cash Reserve Fund from certain statutory requirements.

DETAIL: Notwithstands statutory language that requires a Cash Reserve Fund appropriation to be used for nonrecurring emergency expenditures. Notwithstands a requirement that an appropriation not be made from the Fund that would cause the Fund's balance to be less than 3.75% of the adjusted revenue estimate for the year the appropriation is made, unless approved by vote of at least three-fifths of the members of both chambers of the General Assembly and is signed by the Governor.

6 24 Sec. 11. CASH RESERVE FUND APPROPRIATION FOR FISCAL YEAR  
 6 25 2010=2011. For the fiscal year beginning July 1, 2010, and  
 6 26 ending June 30, 2011, the appropriation to the cash reserve  
 6 27 fund provided in section 8.57, subsection 1, paragraph "a",

CODE: Notwithstands the requirement for FY 2011 that a General Fund appropriation to the Cash Reserve Fund be made in the event the Cash Reserve Fund does not maintain a balance equal to 7.50% of the FY 2010 adjusted revenue estimate.

6 28 shall not be made.

DETAIL: Under current law, if the Cash Reserve Fund balance is less than 6.50% of the adjusted revenue estimate, an appropriation from the General Fund equal to 1.00% of the adjusted revenue estimate is required. If the Cash Reserve Fund balance is more than 6.50% and less than 7.50% of the adjusted revenue estimate, the appropriation is the amount required to bring the Cash Reserve Fund balance to 7.50% of the adjusted revenue estimate.

6 29 Sec. 12. Section 426B.1, subsections 2 and 3, Code 2009, are  
6 30 amended to read as follows:

6 31 2. There is appropriated on July 1 of each fiscal year  
6 32 to the property tax relief fund from the general fund of  
6 33 the state, ~~ninety=five~~ eighty=eight million four hundred  
6 34 thousand dollars.

6 35 ~~3. There is annually appropriated from the property tax  
7 1 relief fund to the department of human services to supplement  
7 2 the medical assistance appropriation for the fiscal year  
7 3 beginning July 1, 1997, and for succeeding fiscal years,  
7 4 six million six hundred thousand dollars to be used for the  
7 5 nonfederal share of the costs of services provided to minors  
7 6 with mental retardation under the medical assistance program  
7 7 to meet the requirements of section 249A.12, subsection 4.  
7 8 The appropriation in this subsection shall be charged to the  
7 9 property tax relief fund prior to the distribution of moneys  
7 10 from the fund under section 426B.2 and the amount of moneys  
7 11 available for distribution shall be reduced accordingly.  
7 12 However, the appropriation in this subsection shall be  
7 13 considered to be a property tax relief payment for purposes  
7 14 of the combined amount of payments required to achieve fifty  
7 15 percent of the counties' base year expenditures as provided in  
7 16 section 426B.2, subsection 2.~~

CODE: Reduces the General Fund standing appropriation for the Property Tax Relief Fund from \$95,000,000 to \$88,400,000. Eliminates a \$6,600,000 standing appropriation from the Property Tax Relief Fund to the Department of Human Services for the Medical Assistance Program.

DETAIL: Section 4.7 of this Bill limits the General Fund appropriation to the Property Tax Relief Fund to \$81,199,911 for FY 2011.

7 17 CASH RESERVE FUND == PERFORMANCE OF DUTY  
7 18 Sec. 13. 2009 Iowa Acts, chapter 179, section 10, is amended  
7 19 by adding the following new unnumbered paragraph:  
7 20 NEW UNNUMBERED PARAGRAPH Notwithstanding section 8.33,

CODE: Requires nonreversion of the unobligated balance from the FY 2010 Cash Reserve Fund appropriation to the Executive Council.

DETAIL: The Executive Council was appropriated \$25,600,000 for

|   |   |
|---|---|
| <p>7 21 moneys appropriated in this section that remain unencumbered or<br/> 7 22 unobligated at the close of the fiscal year shall not revert<br/> 7 23 but shall remain available for expenditure for the purposes<br/> 7 24 designated until the close of the succeeding fiscal year.</p>  | <p>Performance of Duty expenditures from the Cash Reserve Fund for FY 2010 in SF 278 (FY 2010 Standing Appropriations Act). It is estimated that \$5,300,000 of the FY 2010 appropriation will be obligated before the end of FY 2010, resulting in a carryforward balance of \$20,300,000. In addition, SF 2366 (FY 2010 Appropriations Adjustment Act) allocates \$883,628 from the unobligated balance for improvements at the Eldora Juvenile Home. This reduces the estimated carryforward balance to \$19,416,372</p> |
| <p>7 25 Sec. 14. EFFECTIVE DATES AND RETROACTIVE APPLICABILITY.</p>   |   |
| <p>7 26 1. The section of this division of this Act providing for<br/> 7 27 crediting of certain moneys received by the Iowa veterans home<br/> 7 28 to the general fund of the state, being deemed of immediate<br/> 7 29 importance, takes effect upon enactment and is retroactively<br/> 7 30 applicable to July 1, 2009, and is applicable on and after that<br/> 7 31 date.</p> | <p>Specifies that the Section of this Bill requiring the deposit of federal Veterans Affairs construction funding to the General Fund for the medical clinic expenditures is effective on enactment and applies retroactively to July 1, 2009.</p>  |
| <p>7 32 2. The section of this division of this Act creating the<br/> 7 33 property tax credit fund, being deemed of immediate importance,<br/> 7 34 takes effect upon enactment.</p>   | <p>Specifies that the Section of this Bill creating the Property Tax Credit Fund is effective on enactment.</p>   |
| <p>7 35 3. The section of this division of this Act amending 2009<br/> 8 1 Iowa Acts, chapter 179, section 10, being deemed of immediate<br/> 8 2 importance, takes effect upon enactment.</p>  | <p>Specifies that the Section of this Bill that allows the carryforward of any unobligated funds from the FY 2010 Cash Reserve Fund appropriation to the Executive Council is effective on enactment.</p>   |
| <p>8 3 DIVISION III<br/> 8 4 SALARIES, COMPENSATION, AND RELATED MATTERS</p>  |   |
| <p>8 5 Sec. 15. APPOINTED STATE OFFICERS.</p>   |   |
| <p>8 6 1. The governor shall establish a salary for appointed<br/> 8 7 nonelected persons in the executive branch of state government<br/> 8 8 holding a position enumerated in and within the salary</p>   | <p>Requires the Governor to determine the salary of most appointed nonelected persons in the Executive Branch. Permits the Governor to consider various factors to determine salaries.</p>  |

8 9 ranges provided in 2008 Iowa Acts, chapter 1191, section 14,  
 8 10 by considering, among other items, the experience of the  
 8 11 individual in the position, changes in the duties of the  
 8 12 position, the incumbent's performance of assigned duties, and  
 8 13 subordinates' salaries. However, the attorney general shall  
 8 14 establish the salary for the consumer advocate, the chief  
 8 15 justice of the supreme court shall establish the salary for the  
 8 16 state court administrator, the ethics and campaign disclosure  
 8 17 board shall establish the salary of the executive director, and  
 8 18 the Iowa public broadcasting board shall establish the salary  
 8 19 of the administrator of the public broadcasting division of the  
 8 20 department of education, each within the salary range provided  
 8 21 in 2008 Iowa Acts, chapter 1191, section 14.  
 8 22 2. The governor, in establishing salaries as provided in  
 8 23 this section, shall take into consideration other employee  
 8 24 benefits which may be provided for an individual including but  
 8 25 not limited to housing.

8 26 3. A person whose salary is established pursuant to this  
 8 27 section and who is a full-time, year-round employee of the  
 8 28 state shall not receive any other remuneration from the state  
 8 29 or from any other source for the performance of that person's  
 8 30 duties unless the additional remuneration is first approved by  
 8 31 the governor or authorized by law. However, this provision  
 8 32 does not exclude the reimbursement for necessary travel and  
 8 33 expenses incurred in the performance of duties or fringe  
 8 34 benefits normally provided to employees of the state.

8 35 Sec. 16. COLLECTIVE BARGAINING AGREEMENTS FUNDED. The  
 9 1 various state departments, boards, commissions, councils,

In lieu of the Governor, the following entities are required to determine the salary within the FY 2009 salary range:

- The Attorney General for the salary of the Consumer Advocate.
- The Chief Justice of the Supreme Court for the salary of the State Court Administrator.
- The Ethics and Campaign Disclosure Board for the salary of the Executive Director.
- The Iowa Public Broadcasting Board for the salary of the Administrator of the Public Broadcasting Division of the Department of Education.

DETAIL: The salary ranges are maintained at the FY 2009 level. The cost will be determined by placement in the salary ranges. The minimum and maximum salary ranges for State officials are maintained at the FY 2009 levels. These include:

- Salary range 2 (\$48,160 - \$73,700)
- Salary range 3 (\$55,380 - \$84,750)
- Salary range 4 (\$63,690 - \$97,460)
- Salary range 5 (\$73,250 - \$112,070)
- Salary range 6 (\$84,240 - \$128,890)
- Salary range 7 (\$100,840 - \$154,300)

Prohibits appointed nonelected employees from receiving additional remuneration from the State unless approved by the Governor or authorized by law.

Specifies the pay adjustments, reimbursements, and benefits for collective bargaining agreements.

9 2 and agencies, including the state board of regents, for  
 9 3 the fiscal year beginning July 1, 2010, and ending June 30,  
 9 4 2011, shall provide from available sources pay adjustments,  
 9 5 expense reimbursements, and related benefits to fully fund the  
 9 6 following:

9 7 1. The collective bargaining agreement negotiated pursuant  
 9 8 to chapter 20 for employees in the blue collar bargaining unit.

9 9 2. The collective bargaining agreement negotiated pursuant  
 9 10 to chapter 20 for employees in the public safety bargaining  
 9 11 unit.

9 12 3. The collective bargaining agreement negotiated pursuant  
 9 13 to chapter 20 for employees in the security bargaining unit.

9 14 4. The collective bargaining agreement negotiated pursuant  
 9 15 to chapter 20 for employees in the technical bargaining unit.

9 16 5. The collective bargaining agreement negotiated pursuant  
 9 17 to chapter 20 for employees in the professional fiscal and  
 9 18 staff bargaining unit.

9 19 6. The collective bargaining agreement negotiated pursuant  
 9 20 to chapter 20 for employees in the clerical bargaining unit.

9 21 7. The collective bargaining agreement negotiated pursuant  
 9 22 to chapter 20 for employees in the professional social services  
 9 23 bargaining unit.

9 24 8. The collective bargaining agreement negotiated pursuant  
 9 25 to chapter 20 for employees in the community-based corrections  
 9 26 bargaining unit.

9 27 9. The collective bargaining agreements negotiated  
 9 28 pursuant to chapter 20 for employees in the judicial branch of  
 9 29 government bargaining units.

9 30 10. The collective bargaining agreement negotiated pursuant  
 9 31 to chapter 20 for employees in the patient care bargaining  
 9 32 unit.

9 33 11. The collective bargaining agreement negotiated pursuant  
 9 34 to chapter 20 for employees in the science bargaining unit.

9 35 12. The collective bargaining agreement negotiated pursuant  
 10 1 to chapter 20 for employees in the university of northern iowa  
 10 2 faculty bargaining unit.

10 3 13. The collective bargaining agreement negotiated pursuant  
 10 4 to chapter 20 for employees in the state university of iowa

DETAIL: The total estimated cost of FY 2011 salary and benefit increases is \$132,522,380. This includes \$80,174,662 from the General Fund and \$52,347,718 from other funds. This also includes an estimated \$3,951,073 from all funds, including \$2,313,566 from the General Fund, for vacant positions. Detail regarding the cost and negotiated settlements with each bargaining unit is outlined below.

American Federation of State, County, and Municipal Employees (AFSCME - Central and Community Based Corrections (CBCs))

- 2.00% across-the-board increase on June 25, 2010.
- 1.00% across-the-board increase on December 24, 2010.
- 4.50% step increases for eligible employees.

FISCAL IMPACT: The estimated cost of the FY 2011 salary and benefit increases for these employees is \$27,142,426 from the General Fund and a total of \$46,318,742 from all funds.

Iowa United Professionals (IUP) - Social Services and Science

- 2.00% across-the-board increase on June 25, 2010.
- 1.00% across-the-board increase on December 24, 2010.
- 4.50% step increases for eligible employees.

FISCAL IMPACT: The estimated cost of the FY 2011 salary and benefit increases for these employees is \$5,548,864 from the General Fund and a total of \$10,410,088 from all funds.

State Police Officer's Council (SPOC)

- 1.00% across-the-board increase on June 25, 2010.
- 1.00% across-the-board increase on December 24, 2010.
- 3.50% step increases for eligible employees.
- Increases the pay grades for selected position classes.

FISCAL IMPACT: The estimated cost of FY 2011 salary and benefit increases for these employees is \$2,086,646 from the General Fund and a total of \$2,545,006 from all funds.

Judicial Public, Professional, and Maintenance Employees (PPME)

- 0.00% across-the-board increase.
- 4.50% step increases for eligible employees.

10 5 graduate student bargaining unit.  
 10 6 14. The collective bargaining agreement negotiated pursuant  
 10 7 to chapter 20 for employees in the state university of Iowa  
 10 8 hospital and clinics tertiary health care bargaining unit.  
 10 9 15. The annual pay adjustments, related benefits, and  
 10 10 expense reimbursements referred to in the sections of this  
 10 11 division of this Act addressing noncontract state and state  
 10 12 board of regents employees who are not covered by a collective  
 10 13 bargaining agreement.

10 14 Sec. 17. NONCONTRACT STATE EMPLOYEES == GENERAL.  
 10 15 1. For the fiscal year beginning July 1, 2010:  
 10 16 a. The maximum and minimum salary levels of all pay plans  
 10 17 provided for in section 8A.413, subsection 3, as they exist for  
 10 18 the fiscal year ending June 30, 2010, shall not increase.  
 10 19 b. Employees may receive a step increase or the equivalent  
 10 20 of a step increase.  
 10 21 c. The pay plan for noncontract judicial branch employees  
 10 22 shall not be increased.  
 10 23 d. The pay plans for state employees who are exempt  
 10 24 from chapter 8A, subchapter IV, and who are included in the  
 10 25 department of administrative services' centralized payroll  
 10 26 system shall not be increased, and any additional changes  
 10 27 in any executive branch pay plans shall be approved by the  
 10 28 governor.  
 10 29 2. This section does not apply to members of the general  
 10 30 assembly, board members, commission members, persons whose  
 10 31 salaries are set by the general assembly pursuant to this Act  
 10 32 or are set by the governor, or other persons designated in the  
 10 33 section of this division of this Act addressing appointed state

- Pay plan will be matched with the Executive Branch AFSCME pay plan.

FISCAL IMPACT: The estimated cost of the FY 2011 salary and benefit increases for these employees is \$285,626 from the General Fund.

#### Judicial AFSCME

- 0.00% across-the-board increase.
- 4.50% step increases for eligible employees.
- Pay plan will be matched with the Executive Branch AFSCME pay plan.

FISCAL IMPACT: The estimated cost of the FY 2011 salary and benefit increases for these employees is \$1,984,251 from the General Fund.

Specifies that the FY 2011 pay plans for noncontract employees of the Executive Branch, excluding the State Board of Regents, will not be increased. Requires any additional changes in the pay plans to be approved by the Governor.

Permits a step increase for State employees.

Specifies that the FY 2011 pay plans for noncontract employees of the Judicial Branch will not be increased.

Specifies the FY 2011 pay plans for State employees exempt from the merit process and included in the centralized payroll system will not be increased.

Specifies the salary changes specified in this Section do not apply to the following:

- Members of the General Assembly.
- Board or commission members.
- Salaries set by the General Assembly.
- Salaries set by the Governor.
- Employees under Code Section 8A.412(5), (presidents, deans,

10 34 officers, employees designated under section 8A.412, subsection  
 10 35 5, and employees covered by 11 IAC 53.6(3).  
 11 1 3. The pay plans for the bargaining eligible employees of  
 11 2 the state shall not be increased, and any additional changes  
 11 3 in such executive branch pay plans shall be approved by the  
 11 4 governor. As used in this section, "bargaining eligible  
 11 5 employee" means an employee who is eligible to organize under  
 11 6 chapter 20, but has not done so.  
 11 7 4. The policies for implementation of this section shall be  
 11 8 approved by the governor.

directors, teachers, professional and scientific personnel, and  
 student employees of the Board of Regents).

- Employees that exceed the pay for the top of the range.

Specifies the FY 2011 pay plans for bargaining eligible employees will  
 not be increased.

DETAIL: Estimated costs include:

Judicial Exempt

- 0.00% across-the-board increase.
- 4.50% step increases for eligible employees.

FISCAL IMPACT: The estimated cost of the FY 2011 salary and  
 benefit increases for these employees is \$2,098,524 from the General  
 Fund and a total of \$2,137,824 from all funds.

Judicial Judges - No change.

FISCAL IMPACT: The estimated cost of the FY 2011 benefit  
 increases for these employees is \$277,828 from the General Fund  
 and a total of \$285,268 from all funds.

Non-Contract

- 0.00% across-the-board increase.
- 4.50% step increases for eligible employees.

FISCAL IMPACT: The estimated cost of the FY 2011 salary and  
 benefit increases for employees is \$4,341,136 from the General Fund  
 and a total of \$8,281,991 from all funds.

11 9 Sec. 18. STATE EMPLOYEES == STATE BOARD OF REGENTS. For  
 11 10 the fiscal year beginning July 1, 2010, and ending June 30,  
 11 11 2011, funds shall be provided from available sources of the  
 11 12 state board of regents for funding of collective bargaining  
 11 13 agreements for state board of regents employees covered by  
 11 14 such agreements and for the following state board of regents  
 11 15 employees not covered by a collective bargaining agreement:

Requires the Board of Regents to use FY 2011 funds for funding  
 collective bargaining agreements and for Regent employees not  
 covered by a collective bargaining agreement.

DETAIL: Board of Regents merit system employees receive  
 increases comparable to other contract-covered employees.

11 16 1. Regents merit system employees and merit supervisory  
 11 17 employees.  
 11 18 2. Faculty members and professional and scientific  
 11 19 employees.

Estimated costs include:

AFSCME Regents

- 2.00% across-the-board increase on June 25, 2010.
- 1.00% across-the-board increase on December 24, 2010.
- 4.50% step increases for eligible employees.

Committee to Organize Graduate Students - University of Iowa (COGS-SUI)

- An increase in minimum tuition scholarship in an amount approximately equal to 100.00% of the cost of tuition.
- 0.00% increase in the average graduate assistant stipend.

University of Northern Iowa (UNI) United Faculty

- 3.00% across-the-board increase on June 25, 2010.
- Other cost items such as minimum salary guidelines, part-time salaries, travel expenditures, and summer salaries, were increased 3.00%.

Service Employees' International Union (SEIU) - University of Iowa University of Iowa Hospital and Clinic (SUI/UIHC)

- 2.00% across-the-board increase on June 25, 2010.
- 2.00% across-the-board increase on December 24, 2010.
- Provides for participation in the University's Modified Flexible Benefit Plan System approved by the Board in September 2008.

FISCAL IMPACT: The estimated cost of the FY 2011 salary increases for all Board of Regents employees is \$36,409,361 from the General Fund and a total of \$60,273,584 from all funds.

11 20 Sec. 19. BONUS PAY. For the fiscal year beginning July  
 11 21 1, 2010, and ending June 30, 2011, employees of the executive  
 11 22 branch, judicial branch, and legislative branch shall not  
 11 23 receive bonus pay unless otherwise authorized by law, required  
 11 24 pursuant to a contract of employment entered into before July  
 11 25 1, 2010, or required pursuant to a collective bargaining  
 11 26 agreement. This section does not apply to employees of the  
 11 27 state board of regents. For purposes of this section, "bonus

Prohibits bonus pay in FY 2011 for all Executive Branch, Judicial Branch, and Legislative Branch employees, unless permitted by law or required by a collective bargaining agreement. Defines "bonus pay."

11 28 pay" means any additional remuneration provided an employee in  
11 29 the form of a bonus, including but not limited to a retention  
11 30 bonus, recruitment bonus, exceptional job performance pay,  
11 31 extraordinary job performance pay, exceptional performance pay,  
11 32 extraordinary duty pay, or extraordinary or special duty pay,  
11 33 and any extra benefit not otherwise provided to other similarly  
11 34 situated employees.

12 35 Sec. 20. SPECIAL FUNDS. For the fiscal year beginning July  
12 1 1, 2010, and ending June 30, 2011, salary adjustments otherwise  
12 2 provided for in this Act may be funded using departmental  
12 3 revolving, trust, or special funds for which the general  
12 4 assembly has established an operating budget, provided doing so  
12 5 does not exceed the operating budget established by the general  
12 6 assembly.

Permits FY 2011 supplemental expenditures from various revolving, trust, or special funds to be used for salary adjustments provided that the operating budget set by the General Assembly is not exceeded.

12 7 Sec. 21. FEDERAL FUNDS APPROPRIATED. For the fiscal year  
12 8 beginning July 1, 2010, all federal grants to and the federal  
12 9 receipts of the agencies affected by this division of this Act  
12 10 which are received and may be expended for purposes of this  
12 11 division of this Act are appropriated for those purposes and as  
12 12 set forth in the federal grants or receipts.

Permits FY 2011 federal funding to be expended for salary adjustments if permitted within a federal grant.

12 13 Sec. 22. STATE TROOPER MEAL ALLOWANCE. For the fiscal  
12 14 year beginning July 1, 2010, the sworn peace officers in the  
12 15 department of public safety who are not covered by a collective  
12 16 bargaining agreement negotiated pursuant to chapter 20 shall  
12 17 receive the same per diem meal allowance as the sworn peace  
12 18 officers in the department of public safety who are covered  
12 19 by a collective bargaining agreement negotiated pursuant to  
12 20 chapter 20.

Requires Department of Public Safety sworn peace officers not covered by a collective bargaining agreement to receive the same per diem meal allowance as those officers covered by a negotiated bargaining agreement in FY 2011.

12 21 Sec. 23. SALARY MODEL ADMINISTRATOR. The salary model  
12 22 administrator shall work in conjunction with the legislative  
12 23 services agency to maintain the state's salary model used for

Requires the salary model administrator to work with the Legislative Services Agency to maintain the State's salary model. Requires various departments to submit salary data.

12 24 analyzing, comparing, and projecting state employee salary  
 12 25 and benefit information, including information relating to  
 12 26 employees of the state board of regents. The department of  
 12 27 revenue, the department of administrative services, the five  
 12 28 institutions under the jurisdiction of the state board of  
 12 29 regents, the judicial district departments of correctional  
 12 30 services, and the state department of transportation shall  
 12 31 provide salary data to the department of management and the  
 12 32 legislative services agency to operate the state's salary  
 12 33 model. The format and frequency of provision of the salary  
 12 34 data shall be determined by the department of management and  
 12 35 the legislative services agency. The information shall be  
 13 1 used in collective bargaining processes under chapter 20 and  
 13 2 in calculating the funding needs contained within the annual  
 13 3 salary adjustment legislation. A state employee organization  
 13 4 as defined in section 20.3, subsection 4, may request  
 13 5 information produced by the model, but the information provided  
 13 6 shall not contain information attributable to individual  
 13 7 employees.

13 8 Sec. 24. 2008 Iowa Acts, chapter 1191, section 14,  
 13 9 subsection 7, is amended to read as follows:  
 13 10 7. The following are range 7 positions: administrator  
 13 11 of the public broadcasting division of the department of  
 13 12 education, director of the department of corrections, director  
 13 13 of the department of education, director of human services,  
 13 14 director of the department of economic development, executive  
 13 15 director of the Iowa telecommunications and technology  
 13 16 commission, executive director of the state board of regents,  
 13 17 director of transportation, director of the department of  
 13 18 workforce development, director of revenue, director of public  
 13 19 health, state court administrator, director of the department  
 13 20 of management, chief information officer, and director of the  
 13 21 department of administrative services.

CODE: Adds the Chief Information Officer position to Pay Range 7.

DETAIL: The Chief Information Officer position was created in Section 8 of SF 2088 (Government Reorganization and Efficiency Act) to manage the State Government Information Technology Services. This position requires appointment by the Governor and confirmation of the Senate.

13 22 DIVISION IV

## 13 23 APPROPRIATION REDUCTIONS

13 24 Sec. 25. APPROPRIATION REDUCTIONS == REPORT.

13 25 1. The amounts appropriated from the general fund of  
 13 26 the state to the departments and establishments of the  
 13 27 executive branch, as defined in section 8.2, but not including  
 13 28 appropriations to the state board of regents, for operational  
 13 29 purposes in enactments made for the fiscal year beginning July  
 13 30 1, 2010, and ending June 30, 2011, are reduced by \$83,760,500.  
 13 31 For purposes of this section, "operational purposes"  
 13 32 means salary, support, administrative expenses, or other  
 13 33 personnel-related costs. The reductions in appropriations  
 13 34 required pursuant to this subsection shall be realized through  
 13 35 the implementation of 2010 Iowa Acts, Senate File 2062, 2010  
 14 1 Iowa Acts, Senate File 2088, executive order number 20 issued  
 14 2 December 16, 2009, and any other efficiency measure. The  
 14 3 reductions to operational appropriations required by this  
 14 4 subsection shall be applied by the department of management.

14 5 2. On or before December 1, 2010, the department of  
 14 6 management shall submit a report to the general assembly  
 14 7 and the legislative services agency regarding anticipated  
 14 8 reductions in appropriations for operational purposes and  
 14 9 anticipated reductions in full-time equivalent positions  
 14 10 for the fiscal year beginning July 1, 2010, and ending June  
 14 11 30, 2011, as required by this section. In the report, all  
 14 12 reductions shall be categorized in one of four categories. The  
 14 13 categories shall include the implementation of 2010 Iowa Acts,  
 14 14 Senate File 2062; the implementation of 2010 Iowa Acts, Senate  
 14 15 File 2088, section 65; the implementation of 2010 Iowa Acts,  
 14 16 Senate File 2088, sections 67 and 68; and the implementation of  
 14 17 both executive order number 20 issued December 16, 2009, and  
 14 18 any remaining provisions of 2010 Iowa Acts, Senate File 2088.

14 19 Sec. 26. CASH RESERVE TRANSFER. For the fiscal year

Requires the Department of Management to apply reductions totaling \$83,760,500 to Executive Branch agencies' General Fund operating appropriations for FY 2011, excluding the Board of Regents. Requires the reductions to be realized through the implementation of the following:

- Senate File 2062 (Early Retirement Act).
- Senate File 2088 (Government Reorganization and Efficiency Act).
- Executive Order Number 20 issued by the Governor on December 16, 2009.

Requires the Department of Management to submit a report to the General Assembly and the Legislative Services Agency by December 1, 2010, regarding the anticipated appropriation and FTE position reductions for FY 2011. Requires the report to group the reductions into the following categories:

- The early retirement provisions included in SF 2062 (Early Retirement Act).
- The requirement in Section 65 of SF 2088 relating to the reduction of FTE positions that are vacant for at least six months.
- The requirements in Sections 67 and 68 of SF 2088 relating to span of control.
- The requirements in the Governor's Executive Order Number 20 and any remaining provisions of SF 2088.

Permits the Department of Management to transfer up to \$5,000,000 from the Cash Reserve Fund to offset any appropriation reductions

14 20 beginning July 1, 2010, and ending June 30, 2011, the  
 14 21 department of management may transfer up to five million  
 14 22 dollars from the cash reserve fund created in section 8.56  
 14 23 to appropriations addressed by this division for purposes  
 14 24 of offsetting the appropriation reductions required in this  
 14 25 division. A transfer made pursuant to the authority granted in  
 14 26 this section shall be subject to the reporting requirements in  
 14 27 section 8.39, subsections 3 and 4.

required in this Division. Requires the Department to report any transfers to the Chairpersons of the House and Senate Appropriation Committees and the Chairpersons of the appropriate subcommittees on appropriations.

14 28 Sec. 27. DEPARTMENT OF ADMINISTRATIVE SERVICES ==  
 14 29 INFORMATION TECHNOLOGY. There is appropriated from the general  
 14 30 fund of the state to the department of administrative services  
 14 31 for the fiscal year beginning July 1, 2010, and ending June 30,  
 14 32 2011, the following amount, or so much thereof as is necessary,  
 14 33 to be used for the purposes designated:  
 14 34 For implementing 2010 Iowa Acts, Senate File 2088, division  
 14 35 I, including salaries, support, maintenance, and miscellaneous  
 15 1 purposes:  
 15 2 ..... \$ 2,300,000

General Fund appropriation to the Department of Administrative Services for implementing the government information technology services provisions in SF 2088 (Government Reorganization and Efficiency Act).

DETAIL: It is estimated that the Department will save approximately \$3,300,000 in information technology costs through the implementation of SF 2088.

15 3 DIVISION V  
 15 4 STATE FINANCIAL MANAGEMENT DUTIES

This Division amends provisions of SF 2088 (Government Reorganization Act) in order to maintain the State accounting functions with the Department of Administrative Services. Senate File 2088 transfers the responsibilities for the accounting functions to the Department of Management.

NOTE: Senate File 2088 was signed by the Governor on March 10, 2010.

15 5 Sec. 28. Section 8A.502, subsection 1, Code 2009, is amended  
 15 6 to read as follows:  
 15 7 1. Centralized accounting and payroll system. To assume the  
 15 8 responsibilities related to a centralized accounting system  
 15 9 for state government and to establish a centralized payroll  
 15 10 system for all state agencies . However, the state board of  
 15 11 regents and institutions under the control of the state board

Requires the Department of Administrative Services to establish a centralized payroll system for all State agencies. Exempts the Board of Regents from using the centralized payroll system.

DETAIL: This change was made in SF 2088 (Government Reorganization and Efficiency Act), but was applied to the Department of Management.

15 12 of regents shall not be required to utilize the centralized  
15 13 payroll system.

15 14 Sec. 29. Section 8A.502, Code 2009, is amended by adding the  
15 15 following new subsection:  
15 16 NEW SUBSECTION . 8A. Budget database. To develop and make  
15 17 available to the public a searchable budget database.

CODE: Requires the Department of Administrative Services to develop a searchable budget database that is available to the public.

DETAIL: This change was made in SF 2088 (Government Reorganization and Efficiency Act), but was applied to the Department of Management.

15 18 Sec. 30. Section 11.5B, subsection 16, if enacted by  
15 19 2010 Iowa Acts, Senate File 2367, is amended by striking the  
15 20 subsection.

CODE: Repeals a provision in SF 2367 (Administration and Regulation Appropriations Bill) that the Auditor of State to be reimbursed for auditing the State accounting functions within the Department of Management.

DETAIL: This change is necessary to conform to the changes in this Bill that maintain the State accounting functions with the Department of Administrative Services.

15 21 Sec. 31. 2010 Iowa Acts, Senate File 2088, section 233, is  
15 22 amended to read as follows:  
15 23 SEC. 233. DEPARTMENT OF MANAGEMENT ADMINISTRATIVE  
15 24 SERVICES == CENTRALIZED PAYROLL SYSTEM. The department  
15 25 of ~~management~~ administrative services shall examine the  
15 26 possibility of merging all state payroll systems into the  
15 27 centralized payroll system operated by the department.  
15 28 The department shall consult with those entities of state  
15 29 government not utilizing the centralized payroll system,  
15 30 including but not limited to the state department of  
15 31 transportation, about strategies for encouraging utilization  
15 32 of the state's centralized payroll system and by identifying  
15 33 those barriers preventing merging of the payroll systems.  
15 34 The department shall provide information to the joint  
15 35 appropriations subcommittee on administration and regulation  
16 1 concerning efforts by the department to merge payroll systems  
16 2 and any recommendations for legislative action to encourage, or  
16 3 eliminate barriers to, the provision of payroll services by the

CODE: Requires the Department of Administrative Services to study the merging of all State payroll systems into a centralized system. Requires the Department to report to the Administration and Regulation Appropriations Subcommittee concerning the efforts taken to merge the payroll systems.

DETAIL: This change was made in SF 2088 (Government Reorganization and Efficiency Act), but was applied to the Department of Management.

16 4 department to other state agencies.

16 5 Sec. 32. 2010 Iowa Acts, Senate File 2088, section 234, is  
16 6 amended to read as follows:  
16 7 SEC. 234. DEPARTMENT OF ~~MANAGEMENT~~ ADMINISTRATIVE  
16 8 SERVICES == PAYROLL FREQUENCY. The department of  
16 9 ~~management~~ administrative services shall implement to the  
16 10 greatest extent possible a reduction in the frequency of paying  
16 11 state employees by paying employees through the payroll system  
16 12 on a semimonthly instead of a biweekly basis.

CODE: Requires the Department of Administrative Services to implement, to the greatest extent possible, paying State employees on a semimonthly basis instead of biweekly.

DETAIL: This change was made in SF 2088 (Government Reorganization and Efficiency Act), but was applied to the Department of Management.

16 13 Sec. 33. REPEALS. 2010 Iowa Acts, Senate File 2088,  
16 14 sections 175 through 232, are repealed.

CODE: Repeals the provisions in SF 2088 (Government Reorganization and Efficiency Act) that transfer the State accounting functions from the Department of Administrative Services to the Department of Management.

16 15 DIVISION VI  
16 16 CORRECTIVE PROVISIONS

16 17 Sec. 34. Section 2.69, subsection 3, as enacted by 2010  
16 18 Iowa Acts, Senate File 2088, section 420, is amended to read  
16 19 as follows:  
16 20 3. The members of the committee shall be reimbursed for  
16 21 actual and necessary expenses incurred in the performance of  
16 22 their duties and shall be paid a per diem as specified in  
16 23 section ~~7E.6~~ 2.10 for each day in which they engaged in the  
16 24 performance of their duties. However, per diem compensation  
16 25 and expenses shall not be paid when the general assembly is  
16 26 actually in session at the seat of government. Expenses and  
16 27 per diem shall be paid from funds appropriated pursuant to  
16 28 section 2.12.

CODE: Technical correction for language specified in SF 2088 (Government Reorganization and Efficiency Act).

NOTE: Senate File 2088 was signed by the Governor on March 10, 2010.

16 29 Sec. 35. Section 97D.4, subsection 2, Code 2009, is amended  
16 30 to read as follows:

CODE: Technical correction.

16 31 2. The members of the committee shall be reimbursed for  
16 32 actual and necessary expenses incurred in the performance of  
16 33 their duties and shall be paid a per diem as specified in  
16 34 section ~~7E.6~~ 2.10 for each day in which they engaged in the  
16 35 performance of their duties. However, per diem compensation  
17 1 and expenses shall not be paid when the general assembly is  
17 2 actually in session at the seat of government. Expenses and  
17 3 per diem shall be paid from funds appropriated pursuant to  
17 4 section 2.12.

17 5 Sec. 36. Section 123.43A, subsection 1, unnumbered  
17 6 paragraph 1, as enacted by 2010 Iowa Acts, Senate File 2088,  
17 7 section 84, is amended to read as follows:  
17 8 For the purposes of this section, unless the context  
17 9 ~~other~~ otherwise requires:

CODE: Technical correction for language specified in SF 2088  
(Government Reorganization and Efficiency Act).

17 10 Sec. 37. Section 162.10D, subsection 2, as enacted by 2010  
17 11 Iowa Acts, House File 2280, section 18, is amended to read as  
17 12 follows:  
17 13 2. The department may require ~~that~~ an owner, operator, or  
17 14 employee of a commercial establishment subject to disciplinary  
17 15 action under subsection 1 to complete a continuing education  
17 16 program as a condition for retaining an authorization.  
17 17 This section does not prevent a person from voluntarily  
17 18 participating in a continuing education program.

CODE: Technical correction to language in HF 2280 (Commercial  
Animal Establishments Act).

NOTE: House File 2280 was signed by the Governor on March 9,  
2010.

17 19 Sec. 38. Section 216A.113, subsection 1, as enacted by 2010  
17 20 Iowa Acts, Senate File 2088, section 139, is amended to read  
17 21 as follows:

17 22 1. The commission ~~on the deaf~~ of deaf services is  
17 23 established, and shall consist of seven voting members  
17 24 appointed by the governor, subject to confirmation by the  
17 25 senate pursuant to section 2.32. Membership of the commission  
17 26 shall include at least four members who are deaf and who cannot  
17 27 hear human speech with or without use of amplification and at  
17 28 least one member who is hard of hearing. All members shall

CODE: Technical correction for language specified in SF 2088  
(Government Reorganization and Efficiency Act).

17 29 reside in Iowa.

17 30 Sec. 39. Section 216C.9, subsection 1, Code 2009, as amended  
17 31 by 2010 Iowa Acts, Senate File 2202, section 7, if enacted, is  
17 32 amended to read as follows:

17 33 1. If a street, road, or highway in this state is newly  
17 34 built or reconstructed, a curb ramp or sloped area shall be  
17 35 constructed or installed at each intersection of the street,  
18 1 road, or highway with a sidewalk or path. If a sidewalk or path  
18 2 in this state is newly built or ~~altered~~ reconstructed, a curb  
18 3 ramp or sloped area shall be constructed or installed at each  
18 4 intersection of the sidewalk or path with a street, highway,  
18 5 or road.

CODE: Technical correction to language in SF 2202 (Rights of Persons with Disabilities Act).

NOTE: Senate File 2202 was approved by the General Assembly on February 22, 2010.

18 6 Sec. 40. Section 256.51, subsection 1, paragraph a, Code  
18 7 2009, as amended by 2010 Iowa Acts, Senate File 2088, section  
18 8 316, is amended to read as follows:

18 9 a. Determine policy for providing information service to  
18 10 the three branches of state government and to the legal ~~and~~  
18 11 ~~medical~~ community in this state.

CODE: Technical correction for language specified in SF 2088 (Government Reorganization and Efficiency Act).

18 12 Sec. 41. Section 256F.3, subsection 1, Code 2009, as amended  
18 13 by 2010 Iowa Acts, Senate File 2033, section 10, is amended to  
18 14 read as follows:

18 15 1. The state board of education shall apply for a federal  
18 16 grant under Pub. L. No. 107=110, cited as the federal No Child  
18 17 Left Behind Act of 2001, Tit. V, Pt. B, Subpt. 1, for purposes  
18 18 of providing financial assistance for the planning, program  
18 19 design, and initial implementation of public charter schools.  
18 20 The department shall monitor the effectiveness of charter  
18 21 schools and innovation zone schools and shall implement the  
18 22 applicable provisions of this chapter.

CODE: Technical correction to SF 2033 (Race to the Top Education Programs Act).

NOTE: Senate File 2033 was signed by the Governor on January 15, 2010.

18 23 Sec. 42. Section 256F.6, subsection 3, Code 2009, is amended  
18 24 to read as follows:

CODE: Technical correction.

18 25 3. The state board of education shall provide by rule for  
18 26 the ongoing review of ~~a school board's~~ each party's compliance  
18 27 with a contract entered into in accordance with this chapter.

18 28 Sec. 43. Section 260C.44, Code 2009, as amended by 2010 Iowa  
18 29 Acts, Senate File 2340, section 35, if enacted, is amended to  
18 30 read as follows:

18 31 260C.44 Apprenticeship programs.

18 32 1. Each community college is authorized to establish or  
18 33 contract for the establishment of apprenticeship programs  
18 34 for apprenticeable occupations. Any apprenticeship program  
18 35 established under this section shall comply with requirements  
19 1 established by the United States department of labor,  
19 2 ~~bureau~~ office of apprenticeship ~~and training~~ . Participation  
19 3 in an apprenticeship program or apprenticeship agreement by an  
19 4 apprenticeship sponsor shall be on a voluntary basis.

19 5 2. For purposes of this section:

19 6 a. "Apprentice" means a person who is at least sixteen  
19 7 years of age, except where a higher minimum age is required by  
19 8 law, who is employed in an apprenticeable occupation, and is  
19 9 registered with the United States department of labor, office  
19 10 of apprenticeship.

19 11 b. "Apprenticeable occupation" means an occupation approved  
19 12 for apprenticeship by the United States department of labor,  
19 13 office of apprenticeship ~~and training~~ .

19 14 c. "Apprenticeship program" means a plan, registered with  
19 15 the United States office of apprenticeship which contains  
19 16 the terms and conditions for the qualification, recruitment,  
19 17 selection, employment, and training of apprentices, including  
19 18 the requirement for a written apprenticeship agreement.

19 19 d. "Apprenticeship sponsor" means a person operating an  
19 20 apprenticeship program or in whose name an apprenticeship  
19 21 program is being operated, registered, or approved.

19 22 Sec. 44. Section 298.4, subsection 2, if enacted by 2010  
19 23 Iowa Acts, Senate File 2237, section 103, is amended to read

CODE: Technical correction to SF 2340 (Code Corrections Act).

NOTE: Senate File 2340 was signed by the Governor on March 19,  
2010.

CODE: Technical correction to SF 2237 (Nonsubstantive Code  
Corrections Act).

19 24 as follows:  
19 25 2. Unencumbered funds collected from the levies  
19 26 authorized in sections 96.31, 279.46, and 296.7 prior to  
19 27 July 1, 1991, may be expended for the purposes listed in  
19 28 ~~subsections~~ subsection 1, paragraphs "a", "c", and "e".

NOTE: Senate File 2237 was signed by the Governor on March 19, 2010.

19 29 Sec. 45. Section 317.1, Code 2009, as amended by 2010 Iowa  
19 30 Acts, Senate File 2340, section 86, if enacted, is amended to  
19 31 read as follows:  
19 32 317.1 Definitions.  
19 33 As used in this chapter, unless the context otherwise  
19 34 requires:  
19 35 ~~a-~~ 1. "Book", "list", "record", or "schedule" kept by a  
20 1 county auditor, assessor, treasurer, recorder, sheriff, or  
20 2 other county officer means the county system as defined in  
20 3 section 445.1.  
20 4 ~~b-~~ 2. "Commissioner" means the county weed commissioner or  
20 5 the commissioner's deputy within each county.

CODE: Technical correction to SF 2340 (Code Corrections Act).

NOTE: Senate File 2340 was signed by the Governor on March 19, 2010.

20 6 Sec. 46. Section 321J.2, subsection 3, paragraph d,  
20 7 subparagraphs (1) and (2), if enacted by 2010 Iowa Acts, Senate  
20 8 File 431, section 1, are amended to read as follows:  
20 9 (1) A defendant whose alcohol concentration is .08 or  
20 10 more but not more than .10 shall not be eligible for any  
20 11 temporary restricted license for at least thirty days if a  
20 12 test was obtained and an accident resulting in personal injury  
20 13 or property damage occurred. The department shall require  
20 14 the defendant ~~shall be ordered~~ to install an ignition interlock  
20 15 device of a type approved by the commissioner of public safety  
20 16 on all vehicles owned or operated by the defendant if the  
20 17 defendant seeks a temporary restricted license. There shall be  
20 18 no such period of ineligibility if no such accident occurred,  
20 19 and the defendant shall not be ~~ordered~~ required to install an  
20 20 ignition interlock device.  
20 21 (2) A defendant whose alcohol concentration is more than .10  
20 22 shall not be eligible for any temporary restricted license for

CODE: Technical correction to SF 431 (The Reorganization of Operating While Intoxicated Bill).

NOTE: Senate File 431 was approved by the General Assembly on March 17, 2010.

20 23 at least thirty days if a test was obtained, and an accident  
20 24 resulting in personal injury or property damage occurred or the  
20 25 defendant's alcohol concentration exceeded .15. There shall be  
20 26 no such period of ineligibility if no such accident occurred  
20 27 and the defendant's alcohol concentration did not exceed .15.  
20 28 In either case, where a defendant's alcohol concentration is  
20 29 more than .10, the department shall require the defendant ~~shall~~  
20 30 ~~be ordered~~ to install an ignition interlock device of a type  
20 31 approved by the commissioner of public safety on all vehicles  
20 32 owned or operated by the defendant if the defendant seeks a  
20 33 temporary restricted license.

20 34 Sec. 47. Section 336.4, Code 2009, as amended by 2010 Iowa  
20 35 Acts, Senate File 2088, section 323, is amended to read as  
21 1 follows:  
21 2 336.4 Library trustees.  
21 3 In any area in which a library district has been established  
21 4 in accordance with this chapter, a board of library  
21 5 trustees, consisting of five, seven, or nine members who  
21 6 ~~resident~~ reside within the library district, shall be appointed  
21 7 by the governing bodies of the jurisdictions comprising the  
21 8 library district.

CODE: Technical correction for language specified in SF 2088  
(Government Reorganization and Efficiency Act).

21 9 Sec. 48. Section 435.26B, subsection 1, paragraph c, if  
21 10 enacted by 2010 Iowa Acts, Senate File 2199, section 13, is  
21 11 amended to read as follows:  
21 12 c. A statement of the affiant's title or ownership interest  
21 13 and a statement of all liens, encumbrances, or security  
21 14 ~~interest~~ interests upon the manufactured or mobile home,  
21 15 including the names and mailing addresses of all persons having  
21 16 any such liens, encumbrances, or security interests.

CODE: Technical correction for language specified in SF 2199  
(Manufacturing Housing Titling Bill).

NOTE: Senate File 2199 was approved by the General Assembly on  
March 9, 2010.

21 17 Sec. 49. Section 455B.104, subsection 4, as enacted by 2010  
21 18 Iowa Acts, Senate File 2088, section 258, is amended to read  
21 19 as follows:  
21 20 4. By ~~September 4~~ December 31 of each year, the department

CODE: Technical correction for language specified in SF 2088  
(Government Reorganization and Efficiency Act).

21 21 shall submit a report to the governor and the general assembly  
21 22 regarding the greenhouse gas emissions in the state during  
21 23 the previous calendar year and forecasting trends in such  
21 24 emissions. The first submission by the department shall be  
21 25 filed by ~~September 4~~ December 31 , 2011, for the calendar year  
21 26 beginning January 1, 2010.

21 27 Sec. 50. Section 489.116, subsection 4, as amended by 2010  
21 28 Iowa Acts, House File 2478, section 5, if enacted, is amended  
21 29 to read as follows:

21 30 4. 3. A limited liability company or foreign limited  
21 31 liability company may be served pursuant to this section, as  
21 32 provided in another provision of this chapter, or as provided  
21 33 in sections 617.3 through 617.6, unless the manner of service  
21 34 is otherwise specifically provided for by another provision of  
21 35 law.

CODE: Technical correction for language specified in HF 2478  
(Limited Liability Company Bill).

NOTE: House File 2478 was approved by the General Assembly on  
March 11, 2010.

22 1 Sec. 51. Section 489.1005, subsection 2, Code 2009, is  
22 2 amended to read as follows:  
22 3 2. A surviving organization that is a foreign organization  
22 4 consents to the jurisdiction of the courts of this state to  
22 5 enforce any debt, obligation, or other liability owed by a  
22 6 constituent organization, if before the merger the constituent  
22 7 organization was subject to suit in this state on the debt,  
22 8 obligation, or other liability. A surviving organization  
22 9 that is a foreign organization and not authorized to transact  
22 10 business in this state appoints the secretary of state as its  
22 11 registered agent for service of process for the purposes of  
22 12 enforcing a debt, obligation, or other liability under this  
22 13 subsection. Service on the secretary of state under this  
22 14 subsection must be made in the same manner and has the same  
22 15 consequences as in section 489.116, subsections ~~3~~ 2 and ~~4~~ 3 .

CODE: Technical correction.

22 16 Sec. 52. Section 489.1009, subsection 3, Code 2009, is  
22 17 amended to read as follows:

CODE: Technical correction.

22 18 3. A converted organization that is a foreign organization  
22 19 consents to the jurisdiction of the courts of this state to  
22 20 enforce any debt, obligation, or other liability for which  
22 21 the converting limited liability company is liable if, before  
22 22 the conversion, the converting limited liability company was  
22 23 subject to suit in this state on the debt, obligation, or  
22 24 other liability. A converted organization that is a foreign  
22 25 organization and not authorized to transact business in this  
22 26 state appoints the secretary of state as its registered agent  
22 27 for service of process for purposes of enforcing a debt,  
22 28 obligation, or other liability under this subsection. Service  
22 29 on the secretary of state under this subsection must be made  
22 30 in the same manner and has the same consequences as in section  
22 31 489.116, subsections 3 2 and 4 3 .

22 32 Sec. 53. Section 489.1013, subsection 2, Code 2009, is  
22 33 amended to read as follows:  
22 34 2. A domesticated company that is a foreign limited  
22 35 liability company consents to the jurisdiction of the courts  
23 1 of this state to enforce any debt, obligation, or other  
23 2 liability owed by the domesticating company, if, before the  
23 3 domestication, the domesticating company was subject to suit  
23 4 in this state on the debt, obligation, or other liability.  
23 5 A domesticated company that is a foreign limited liability  
23 6 company and not authorized to transact business in this  
23 7 state appoints the secretary of state as its registered agent  
23 8 for service of process for purposes of enforcing a debt,  
23 9 obligation, or other liability under this subsection. Service  
23 10 on the secretary of state under this subsection must be made  
23 11 in the same manner and has the same consequences as in section  
23 12 489.116, subsections 3 2 and 4 3 .

CODE: Technical correction.

23 13 Sec. 54. Section 508C.3, subsection 1, paragraph b,  
23 14 subparagraph (2), subparagraph division (b), Code 2009, as  
23 15 amended by 2010 Iowa Acts, Senate File 2272, section 1, if  
23 16 enacted, is amended to read as follows:

CODE: Technical correction to SF 2272 (Insurance Division Life and Guaranty Fund Benefits Act).

NOTE: Senate File 2272 was signed by the Governor on March 19, 2010.

23 17 (b) The person is not eligible for coverage by an  
23 18 association described in subparagraph ~~part~~ division (a) in any  
23 19 other state due to the fact that the insurer was not licensed  
23 20 in the state at the time specified in that state's guaranty  
23 21 association law.

23 22 Sec. 55. Section 514C.26, subsection 1, paragraph c,  
23 23 subparagraph (2), subparagraph division (j), as enacted by 2010  
23 24 Iowa Acts, House File 2075, section 1, is amended to read as  
23 25 follows:

23 26 (j) Costs of extra treatments, services, procedures, tests,  
23 27 or drugs that would not be performed or administered except  
23 28 for participation in the cancer clinical trial. Nothing in  
23 29 this subparagraph ~~subdivision~~ division shall limit payment for  
23 30 treatments, services, procedures, tests, or drugs that are  
23 31 otherwise a covered benefit under subparagraph (1).

CODE: Technical correction to HF 2075 (Cancer Clinical Trials,  
Insurance Coverage Act).

NOTE: House File 2075 was signed by the Governor on February 23,  
2010.

23 32 Sec. 56. Section 543B.29, subsection 1, paragraph e,  
23 33 subparagraph (2), if enacted by 2010 Iowa Acts, Senate File  
23 34 2326, section 5, is amended to read as follows:

23 35 (2) The commission, when considering the revocation  
24 1 or suspension of a license pursuant to this paragraph "e",  
24 2 shall consider the nature of the offense; any aggravating or  
24 3 extenuating circumstances which are documented; the time lapsed  
24 4 since the conduct or conviction; the rehabilitation, treatment,  
24 5 or restitution performed by the licensee; and any other factors  
24 6 the commission deems relevant. Character references may be  
24 7 required but shall not be obtained from licensed real estate  
24 8 brokers or salespersons.

CODE: Technical correction to SF 2326 (Real Estate Licensure  
Disciplinary Action Act).

NOTE: Senate File 2326 was signed by the Governor on March 19,  
2010.

24 9 Sec. 57. Section 562A.29A, subsection 1, paragraph b, as  
24 10 enacted by 2010 Iowa Acts, Senate File 2300, section 3, is  
24 11 amended to read as follows:

24 12 b. Personal service pursuant to ~~rules~~ rule of civil  
24 13 procedure 1.305, Iowa court rules, for the personal service of  
24 14 original notice.

CODE: Technical correction to SF 2300 (Landlord - Tenants Action  
Act).

NOTE: Senate File 2300 was signed by the Governor on March 2,  
2010.

24 15 Sec. 58. Section 685.6, subsection 9, paragraph d, as  
24 16 enacted by 2010 Iowa Acts, Senate File 2088, section 343, is  
24 17 amended to read as follows:  
24 18 d. At any time during which any custodian is in custody  
24 19 or control of any documentary material or answers to  
24 20 interrogatories produced, or transcripts of oral testimony  
24 21 given, by any person in compliance with any civil investigative  
24 22 demand issued under subsection 1, such person, and in the  
24 23 case of an express demand for any product of discovery, the  
24 24 person from whom such discovery was obtained, may file, in  
24 25 the district court of the state for the judicial district  
24 26 within which the office of such custodian is located, and serve  
24 27 upon such custodian, a petition for an order of such court to  
24 28 require the performance by the custodian of any duty imposed  
24 29 upon the custodian by this section.

CODE: Technical correction for language specified in SF 2088  
(Government Reorganization and Efficiency Act).

24 30 Sec. 59. Section 692A.102, subsection 1, paragraph c,  
24 31 subparagraph (30), Code Supplement 2009, is amended to read as  
24 32 follows:  
24 33 (30) Enticing ~~away~~ a minor in violation of section 710.10,  
24 34 if the violation includes an intent to commit sexual abuse,  
24 35 sexual exploitation, sexual contact, or sexual conduct directed  
25 1 towards a minor.

CODE: Technical correction.

25 2 Sec. 60. Section 805.6, subsection 3, paragraph a, if  
25 3 enacted by 2010 Iowa Acts, Senate File 2340, section 63, is  
25 4 amended to read as follows:  
25 5 a. The uniform citation and complaint shall contain  
25 6 spaces for the parties' names; the address of the alleged  
25 7 offender; the registration number of the offender's vehicle;  
25 8 the information required by section 805.2, a warning which  
25 9 states ; ; I hereby swear and affirm that the information  
25 10 provided by me on this citation is true under penalty of  
25 11 providing false information; and a statement that providing  
25 12 false information is a violation of section 719.3; a list of  
25 13 the scheduled fines prescribed by sections 805.8A, 805.8B, and

CODE: Technical correction to SF 2340 (Code Corrections Act).

NOTE: Senate File 2340 was signed by the Governor on March 19,  
2010.

25 14 805.8C, either separately or by group, and a statement of the  
25 15 court costs payable in scheduled violation cases, whether or  
25 16 not a court appearance is required or is demanded; a brief  
25 17 explanation of sections 805.9 and 805.10; and a space where the  
25 18 defendant may sign an admission of the violation when permitted  
25 19 by section 805.9; and the uniform citation and complaint shall  
25 20 require that the defendant appear before a court at a specified  
25 21 time and place. The uniform citation and complaint also may  
25 22 contain a space for the imprint of a credit card, and may  
25 23 contain any other information which the commissioner of public  
25 24 safety, the director of transportation, and the director of the  
25 25 department of natural resources may determine.

25 26 Sec. 61. Section 805.6, subsection 7, Code Supplement 2009,  
25 27 as amended by 2010 Iowa Acts, Senate File 2340, section 63, if  
25 28 enacted, is amended to read as follows:  
25 29 9. Supplies of uniform citation and complaint forms  
25 30 existing or on order on July 1, 2010, may be used until  
25 31 exhausted.

CODE: Technical correction to SF 2340 (Code Corrections Act).

NOTE: Senate File 2340 was signed by the Governor on March 19, 2010.

25 32 Sec. 62. Section 901A.1, subsection 1, paragraph c, Code  
25 33 2009, is amended to read as follows:  
25 34 c. Enticing a minor ~~away~~ in violation of section 710.10,  
25 35 subsection 1.

CODE: Technical correction.

26 1 Sec. 63. The portion of 2010 Iowa Acts, House File 2399,  
26 2 section 2, if enacted, that enacts section 476.53, subsection  
26 3 3, paragraph a, subparagraph (1), unnumbered paragraph 1, is  
26 4 amended by striking the unnumbered paragraph and inserting in  
26 5 lieu thereof the following:  
26 6 Files an application pursuant to section 476A.3 to construct  
26 7 in Iowa a baseload electric power generating facility with a  
26 8 nameplate generating capacity equal to or greater than three  
26 9 hundred megawatts or a combined-cycle electric power generating  
26 10 facility, or an alternate energy production facility as defined

CODE: Technical correction to HF 2399 (Electric Generating Facilities State Policy Bill).

NOTE: House File 2399 was approved by the General Assembly on March 9, 2010.

26 11 in section 476.42 , or to significantly alter an existing  
26 12 generating facility . For purposes of this subparagraph, a  
26 13 significant alteration of an existing generating facility must,  
26 14 in order to qualify for establishment of ratemaking principles,  
26 15 fall into one of the following categories:

26 16 Sec. 64. 2010 Iowa Acts, Senate File 431, section 5, if  
26 17 enacted, is amended by striking the section and inserting in  
26 18 lieu thereof the following:  
26 19 SEC. 5. Section 907.3, subsection 3, paragraph c,  
26 20 unnumbered paragraph 1, Code Supplement 2009, is amended to  
26 21 read as follows:  
26 22 A mandatory minimum sentence of incarceration imposed  
26 23 pursuant to a violation of section 321J.2, subsection 1;  
26 24 furthermore, the court shall not suspend any part of a sentence  
26 25 not involving incarceration imposed pursuant to section 321J.2,  
26 26 subsection ~~2~~ 3, 4, or 5 , beyond the mandatory minimum if any of  
26 27 the following apply:

CODE: Technical correction to SF 431 (Reorganization of Operating While Intoxicated Bill).

NOTE: Senate File 431 was approved by the General Assembly on March 17, 2010.

26 28 Sec. 65. 2010 Iowa Acts, Senate File 2237, section 180,  
26 29 subsection 4, paragraph a, if enacted, is amended to read as  
26 30 follows:

26 31 a. The Code editor is directed to strike the words "title"  
26 32 or "Title" and insert "Tit." within federal Act references  
26 33 in sections 13.31, subsections 1 and 6; 15E.192, subsection  
26 34 2; 15E.195, subsections 1 and 2; 30.1, subsection 3; 47.1,  
26 35 subsection 5; 96.11, subsection 10, paragraph "c"; 97C.1;  
27 1 97C.2, subsections 2, 5, and 7; 97C.3, unnumbered paragraph  
27 2 1, and subsections 1 and 2; 135C.9, subsection 1, paragraph  
27 3 "b"; 142A.8, subsection 2; 203C.1, subsection 26; 207.21,  
27 4 subsections 1, 4, and 5; 207.22, subsection 3, paragraph  
27 5 "b"; 217.38; 228.1, subsection 7; 230.20, subsection 6;  
27 6 232.1A; 234.6, subsection 1; 249.1, subsection 3; 249A.2,  
27 7 subsections 1, 4, 6, 7, and 8; 249A.20A, subsection 5; 249A.24,  
27 8 subsection 2, paragraph "b"; 249B.1, subsections 6 and 7;  
27 9 249F.1, subsection 1; 249F.8; 249J.3, subsection 8; 249J.10,

CODE: Technical correction to SF 2237 (Nonsubstantive Code Corrections Act).

NOTE: Senate File 2237 was signed by the Governor on March 19, 2010.

27 10 subsection 3; 249J.22, subsection 3; 252B.6, subsection  
 27 11 3; 252B.9, subsection 2, paragraph "b", subparagraph (1),  
 27 12 subsection 3, paragraphs "c", "d", "e", subparagraph (1), and  
 27 13 "f"; 252B.14, subsection 5; 252D.20; 252E.15; 259.2, unnumbered  
 27 14 paragraph 2; 259.9; 260C.18A, subsection 2, paragraph "c";  
 27 15 306B.1, subsections 3 and 4; 307.10, subsection 13; 321.105,  
 27 16 subsection 5; 321.450, subsections 1 and 3; 403.6, subsection  
 27 17 7; 455B.133, subsection 3 and subsection 8, paragraph "a";  
 27 18 459A.102, subsection 19; 483A.4, subsection 1; 486A.101,  
 27 19 subsection 2, paragraph "a"; 488.102, subsection 3, paragraph  
 27 20 "a"; 490A.102, subsection 2; 514.7, subsections 2 through 4;  
 27 21 514B.1, subsection 5, paragraphs "b" ~~though~~ through "d"; 514C.8,  
 27 22 subsection 1; 514F.4, subsection 2, paragraph "a"; 514I.9,  
 27 23 subsection 1; 523A.401, subsection 5, paragraph "a"; 523A.402,  
 27 24 subsection 5, paragraph "a"; 523A.602, subsection 3; 534.205,  
 27 25 subsection 1; 541A.1, subsection 8, paragraph "b", subparagraph  
 27 26 (2); and 541A.6, Code 2009.

27 27 Sec. 66. 2010 Iowa Acts, Senate File 2366, section 23,  
 27 28 subsection 2, if enacted, is amended to read as follows:  
 27 29 2. The costs associated with implementation of this  
 27 30 division of this Act shall be funded exclusively through moneys  
 27 31 appropriated from the quality assurance trust fund, and shall  
 27 32 result in budget neutrality to the general fund of the state  
 27 33 for the fiscal year beginning July 1, 2009, and ending June 30,  
 27 34 2010.

CODE: Technical correction to SF 2366 (FY 2010 Appropriations Adjustment Bill).

NOTE: Senate File 2366 was approved by the General Assembly on March 15, 2010.

27 35 Sec. 67. REPEAL. 2010 Iowa Acts, House File 2280, section  
 28 1 25, is repealed.

CODE: Technical correction. Repeals section 25 of HF 2280 (Commercial Animals Establishments Act).

28 2 Sec. 68. REPEAL. 2010 Iowa Acts, House File 2452, section  
 28 3 3, is repealed.

CODE: Technical correction. Repeals Section 3 of HF 2452 (Driver's License Sanctions Bill).

NOTE: House File 2452 was approved by the General Assembly on March 8, 2010.

28 4 Sec. 69. CONDITIONAL EFFECTIVE DATE. The sections of this  
28 5 division of this Act amending sections 489.1005, 489.1009, and  
28 6 489.1013, take effect only if 2010 Iowa Acts, House File 2478,  
28 7 is enacted.

Specifies that sections within this Division relating to HF 2478 take effect only if HF 2478 is enacted.

28 8 Sec. 70. CONTINGENT EFFECTIVE DATE. The section of this  
28 9 division of this Act amending section 805.6, subsection 7,  
28 10 takes effect only if 2010 Iowa Acts, Senate File 2197, is  
28 11 enacted.

Specifies that the section within this Division relating to SF 2197 takes effect only if SF 2197 is enacted.

28 12 Sec. 71. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
28 13 APPLICABILITY. The following sections of this division of this  
28 14 Act, being deemed of immediate importance, take effect upon  
28 15 enactment and apply retroactively as follows:

Specifies the following enactment dates:

28 16 1. The section of this division of this Act amending section  
28 17 162.10D, subsection 2, as enacted by 2010 Iowa Acts, House File  
28 18 2280, section 18, applies retroactively to March 9, 2010.

- Provisions relating to HF 2280 are retroactive to March 9, 2010.
- Provisions relating to SF 2088 are retroactive to March 10, 2010.
- Provisions relating to SF 2199 are retroactive to the date specified in SF 2199.

28 19 2. The section of this division of this Act amending section  
28 20 216A.113, subsection 1, as enacted by 2010 Iowa Acts, Senate  
28 21 File 2088, section 139, applies retroactively to March 10,  
28 22 2010.

- Provisions relating to SF 2300 are retroactive to March 2, 2010.
- Provisions relating to HF 2399 are retroactive to March 9, 2010.

28 23 3. The section of this division of this Act amending section  
28 24 256.51, subsection 1, paragraph a, Code 2009, as amended  
28 25 by 2010 Iowa Acts, Senate File 2088, section 316, applies  
28 26 retroactively to March 10, 2010.

28 27 4. The section of this division of this Act amending section  
28 28 435.26B, subsection 1, paragraph c, if enacted by 2010 Iowa  
28 29 Acts, Senate File 2199, section 13, applies retroactively to  
28 30 the effective date of 2010 Iowa Acts, Senate File 2199.

28 31 5. The section of this division of this Act amending section  
28 32 562A.29A, subsection 1, paragraph b, as enacted by 2010 Iowa  
28 33 Acts, Senate File 2300, section 3, applies retroactively to  
28 34 March 2, 2010.

28 35 6. The section of this division of this Act amending the  
29 1 portion of 2010 Iowa Acts, House File 2399, section 2, that  
29 2 enacts section 476.53, subsection 3, paragraph a, subparagraph

29 3 (1), unnumbered paragraph 1, applies retroactively to March 9,  
 29 4 2010.  
 29 5 7. The section of this division of this Act repealing 2010  
 29 6 Iowa Acts, House File 2280, section 25, applies retroactively  
 29 7 to March 9, 2010.

29 8 Sec. 72. EFFECTIVE DATE. The following sections of this  
 29 9 division of this Act take effect December 1, 2010:  
 29 10 1. The section of this division of this Act amending section  
 29 11 321J.2, subsection 3, paragraph "d", subparagraphs (1) and (2),  
 29 12 if enacted by 2010 Iowa Acts, Senate File 431, section 1.  
 29 13 2. The section of this division of this Act repealing 2010  
 29 14 Iowa Acts, House File 2452, section 3, if 2010 Iowa Acts,  
 29 15 Senate File 431, is enacted.  
 29 16 3. The section of this division of this Act emending 2010  
 29 17 Iowa Acts, Senate File 431, section 5, if 2010 Iowa Acts,  
 29 18 Senate File 431, is enacted.

Specifies that Sections 49, 64, and 68 in this Division take effect December 1, 2010, if SF 431 is enacted.

29 19 DIVISION VII  
 29 20 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

29 21 Sec. 73. SAC AND FOX INDIAN SETTLEMENT == EDUCATIONAL  
 29 22 EXPENSES. There is appropriated from the Iowa comprehensive  
 29 23 petroleum underground storage tank fund to the department of  
 29 24 education for the fiscal year beginning July 1, 2010, and  
 29 25 ending June 30, 2011, the following amount, or so much thereof  
 29 26 as is necessary, to be used for the purposes designated:  
 29 27 Notwithstanding section 455G.3, subsection 1, for  
 29 28 distribution to the tribal council of the Sac and Fox Indian  
 29 29 settlement located on land held in trust by the secretary  
 29 30 of the interior of the United States. Moneys appropriated  
 29 31 under this section shall be used for the purposes specified in  
 29 32 section 256.30:  
 29 33 ..... \$ 90,000

CODE: Underground Storage Tank Fund appropriation to the Department of Education for education expenses of American Indian children residing on the Sac and Fox Indian Settlement. This Section notwithstanding Iowa Code provisions relating to the expenditure of Underground Storage Tank Fund proceeds.

29 34 Sec. 74. CASH RESERVE FUND APPROPRIATIONS. There is

Provides appropriations from the Cash Reserve Fund for certain

29 35 appropriated from the cash reserve fund created in section 8.56  
 30 1 to the following departments and agencies for the fiscal year  
 30 2 beginning July 1, 2010, and ending June 30, 2011, the following  
 30 3 amounts to be used for the purposes designated:

purposes.

30 4 1. DEPARTMENT OF HUMAN SERVICES  
 30 5 For the medical assistance program:  
 30 6 ..... \$187,800,000

Cash Reserve Fund appropriation to the Department of Human Services for the Medical Assistance Program.

DETAIL: Total State funding for the Medical Assistance Program for FY 2011 is estimated at \$771,214,639 and includes:

- \$187,800,000 appropriated from the Cash Reserve Fund in this Bill.
- \$418,921,344 appropriated from the General Fund in HF 2526 (Health and Human Services Appropriations Bill).
- \$107,615,211 appropriated from the Health Care Trust Fund in HF 2526.
- \$39,080,435 appropriated from the Senior Living Trust Fund in HF 2526.
- \$8,500,000 from the Quality Assurance Trust Fund in HF 2526.
- \$7,000,000 from the projected carryforward balance from FY 2010.
- \$2,297,649 transferred from the Covering All Kids Program.

The State is also estimated to receive \$225,100,000 in federal stimulus funds for the Medical Assistance Program for FY 2011.

30 7 2. DEPARTMENT OF MANAGEMENT  
 30 8 For salaries, support, maintenance, and miscellaneous  
 30 9 purposes:  
 30 10 ..... \$ 260,000

Cash Reserve Fund appropriation to the Department of Management (DOM) for operational costs in FY 2011.

30 11 Sec. 75. APPROPRIATION ADJUSTMENTS == DEPARTMENT OF  
 30 12 ADMINISTRATIVE SERVICES. The appropriations to the department  
 30 13 of administrative services for the fiscal year beginning July  
 30 14 1, 2010, in 2010 Iowa Acts, Senate File 2367, from the general

Increases the appropriation to the Department of Administrative Services (DAS) by \$2,761,100 and 34.40 FTE positions for FY 2011.

DETAIL: This increase is offset by a corresponding reduction in

30 15 fund of the state shall be increased by \$2,761,100. The number  
30 16 of full-time equivalent positions authorized for the department  
30 17 of administrative services for the fiscal year beginning  
30 18 July 1, 2010, in 2010 Iowa Acts, Senate File 2367, shall be  
30 19 increased by 34.40.

Section 76 to the DOM to conform to changes in Division VI of this Bill that transfer the accounting function to the DAS.

30 20 Sec. 76. APPROPRIATION ADJUSTMENTS == DEPARTMENT OF  
30 21 MANAGEMENT. The appropriations to the department of management  
30 22 for the fiscal year beginning July 1, 2010, in 2010 Iowa Acts,  
30 23 Senate File 2367, from the general fund of the state shall be  
30 24 decreased by \$2,761,100. The number of full-time equivalent  
30 25 positions authorized for the department of management for the  
30 26 fiscal year beginning July 1, 2010, in 2010 Iowa Acts, Senate  
30 27 File 2367, shall be decreased by 34.40.

Decreases the appropriation to the DOM by \$2,761,100 and 34.40 FTE positions for FY 2011.

DETAIL: This decrease is offset by a corresponding increase in Section 75 to the DAS to conform to changes in Division VI of this Bill that transfer the accounting function to DAS.

30 28 Sec. 77. RAILROAD COMPANY == LIMITED LIABILITY. A railroad  
30 29 company which alters facilities described in section 327F.2  
30 30 pursuant to a written agreement with a political subdivision  
30 31 with a population of more than 15,100, but less than 15,150,  
30 32 according to the 2000 certified federal census, to construct a  
30 33 flood mitigation project shall not held liable for any damages  
30 34 caused by the alteration due to a flood.

Provides that a railroad company not be held liable for damages due to a flood under certain conditions.

30 35 Sec. 78. BRAILLE AND SIGHT SAVING SCHOOL STUDY.  
31 1 1. The state board of regents shall conduct a study to  
31 2 examine possible changes to and make recommendations regarding  
31 3 the current structure for providing residential services on  
31 4 the campus of the Iowa braille and sight saving school and  
31 5 to make recommendations regarding appropriate facilities and  
31 6 facility utilization. The study shall also examine potential  
31 7 partnerships with other state agencies as well as private  
31 8 providers of residential services.  
31 9 2. For purposes of conducting the study, the state board of  
31 10 regents shall form a committee with representatives of all of  
31 11 the following:

Specifies that the State Board of Regents conduct a study of the Braille and Sight Saving School. Specifies report requirements and representation of the study committee. Requires the State Board of Regents submit a report with recommendations to the Legislative Council by August 31, 2010.

31 12 a. Parents of students who are blind or visually impaired.  
 31 13 b. Constituent organizations for the blind or visually  
 31 14 impaired.  
 31 15 c. The department of education.  
 31 16 d. The department for the blind.  
 31 17 e. The department of human services.  
 31 18 f. Area education agencies.  
 31 19 g. School boards and school board administrators.  
 31 20 h. The governor's developmental disabilities council.  
 31 21 i. Administration of the statewide system for vision  
 31 22 services.  
 31 23 j. Administration of the Iowa school for the deaf.  
 31 24 3. By August 31, 2010, the state board of regents shall  
 31 25 submit a report of the study to the legislative council.

31 26 Sec. 79. PLUMBERS, MECHANICAL PROFESSIONALS, AND  
 31 27 CONTRACTORS == EFFECTIVE UPON ENACTMENT.  
 31 28 1. Notwithstanding the provisions of section 105.18,  
 31 29 subsection 2, paragraph "c", subparagraph (3), to the contrary,  
 31 30 the plumbing and mechanical systems board shall, through  
 31 31 September 30, 2010, allow a person who has not previously held  
 31 32 a license issued under section 105.18 to sit for the state  
 31 33 master licensing examination for the applicable discipline if  
 31 34 that person submits evidence of work experience which the board  
 31 35 deems to be equivalent to forty-eight months experience as a  
 32 1 licensed master in the applicable discipline.  
 32 2 2. This section, being deemed of immediate importance,  
 32 3 takes effect upon enactment.

32 4 Sec. 80. Section 8D.13, subsection 5, Code 2009, is amended  
 32 5 to read as follows:  
 32 6 5. a. The state shall lease all fiberoptic cable  
 32 7 facilities or facilities with DS=3 sufficient capacity as  
 32 8 determined by the commission for Part III connections, for  
 32 9 which state funding is provided. ~~The state shall lease~~  
 32 10 ~~all fiberoptic cable facilities or facilities with DS=3 or~~

Specifies that, effective on enactment through September 30, 2010, the Plumbing and Mechanical System Board shall allow a person that has not previously held a license specified in Code Section 105.18 to take the State master licensing examination if the Board deems the work experience to be equivalent to 48 months experience as a licensed master.

CODE: Allows the Iowa Technology and Telecommunications Commission to determine the fiber optic cable capacity to be leased for Part III connections.

32 11 ~~DS=1 capacity for the judicial branch, judicial district~~  
 32 12 ~~department departments of correctional services, and state~~  
 32 13 ~~agency connections for which state funding is provided. In~~  
 32 14 ~~determining the capacity to be provided, the commission~~  
 32 15 ~~shall consult with the authorized users associated with~~  
 32 16 ~~the Part III connections, the judicial branch, the judicial~~  
 32 17 ~~district departments of correctional services, and state~~  
 32 18 ~~agencies associated with connections for which state funding~~  
 32 19 ~~is provided. Such facilities shall be leased from qualified~~  
 32 20 ~~providers. The state shall not own such facilities, except for~~  
 32 21 ~~those facilities owned by the state as of January 1, 1994.~~  
 32 22 b. The lease provisions of this subsection do not apply to a  
 32 23 school district which elects to provide one hundred percent of  
 32 24 the financing for the district's connection.

32 25 Sec. 81. Section 16.100A, subsection 6, paragraph d, Code  
 32 26 Supplement 2009, is amended to read as follows:  
 32 27 d. General public members shall be reimbursed by the Iowa  
 32 28 finance authority for actual and necessary expenses incurred  
 32 29 while engaged in their official duties. ~~Expense payments shall~~  
 32 30 ~~be made from appropriations made for purposes of this section.~~

CODE: Requires that members of the Council on Homelessness be reimbursed by the Iowa Finance Authority for costs incurred while performing official duties.

32 31 Sec. 82. Section 16.181, subsection 1, paragraph a, Code  
 32 32 Supplement 2009, is amended to read as follows:  
 32 33 a. A housing trust fund is created within the authority.  
 32 34 The moneys in the housing trust fund are annually appropriated  
 32 35 to the authority to be used for the development and  
 33 1 preservation of affordable housing for low-income people in  
 33 2 the state and for the Iowa mortgage help initiative . Payment  
 33 3 of interest, recaptures of awards, or other repayments  
 33 4 to the housing trust fund shall be deposited in the fund.  
 33 5 Notwithstanding section 12C.7, interest or earnings on moneys  
 33 6 in the housing trust fund or appropriated to the fund shall  
 33 7 be credited to the fund. Notwithstanding section 8.33,  
 33 8 unencumbered and unobligated moneys remaining in the fund  
 33 9 at the close of each fiscal year shall not revert but shall

CODE: Adds the Iowa Mortgage Help Initiative as an entity that may receive funds from the Housing Trust Fund within the Iowa Finance Authority.

33 10 remain available for expenditure for the same purposes in the  
33 11 succeeding fiscal year.

33 12 Sec. 83. Section 20.19, Code 2009, is amended to read as  
33 13 follows:  
33 14 20.19 Impasse procedures == agreement of parties.  
33 15 As the first step in the performance of their duty to  
33 16 bargain, the public employer and the employee organization  
33 17 shall endeavor to agree upon impasse procedures. Such  
33 18 agreement shall provide for implementation of these impasse  
33 19 procedures not later than one hundred twenty days prior to  
33 20 the certified budget submission date of the public employer.  
33 21 However, if public employees represented by the employee  
33 22 organization are teachers licensed under chapter 272, and the  
33 23 public employer is a school district or area education agency,  
33 24 the agreement shall provide for implementation of impasse  
33 25 procedures not later than one hundred twenty days prior to May  
33 26 31 of the year when the collective bargaining agreement is  
33 27 to become effective. If the public employer is a community  
33 28 college, the agreement shall provide for implementation of  
33 29 impasse procedures not later than one hundred twenty days prior  
33 30 to May 31 of the year when the collective bargaining agreement  
33 31 is to become effective. If the public employer is not subject  
33 32 to the budget certification requirements of section 24.17 and  
33 33 other applicable sections, the agreement shall provide for  
33 34 implementation of impasse procedures not later than one hundred  
33 35 twenty days prior to the date the next fiscal or budget year of  
34 1 the public employer commences. If the parties fail to agree  
34 2 upon impasse procedures under the provisions of this section,  
34 3 the impasse procedures provided in sections 20.20 to 20.22  
34 4 shall apply.

34 5 Sec. 84. Section 20.20, Code 2009, is amended to read as  
34 6 follows:  
34 7 20.20 Mediation.  
34 8 In the absence of an impasse agreement negotiated pursuant

CODE: Requires that if the public employer is not subject to a local budget certification process, that implementation of impasse procedures occur no later than 120 days prior to the date of the next fiscal year or budget year.

CODE: Requires that if the public employer is not subject to a local budget certification process or fails to reach an agreement, the Public Employment Relations Board upon request of either the party shall appoint an impartial and disinterested person as mediator.

34 9 to section 20.19 or the failure of either party to utilize its  
 34 10 procedures, one hundred twenty days prior to the certified  
 34 11 budget submission date, or one hundred twenty days prior to  
 34 12 May 31 of the year when the collective bargaining agreement  
 34 13 is to become effective if public employees represented by the  
 34 14 employee organization are teachers licensed under chapter  
 34 15 272 and the public employer is a school district or area  
 34 16 education agency, the board shall, upon the request of either  
 34 17 party, appoint an impartial and disinterested person to act  
 34 18 as mediator. If the public employer is a community college,  
 34 19 and in the absence of an impasse agreement negotiated pursuant  
 34 20 to section 20.19 or the failure of either party to utilize  
 34 21 its procedures, one hundred twenty days prior to May 31  
 34 22 of the year when the collective bargaining agreement is to  
 34 23 become effective, the board, upon the request of either party,  
 34 24 shall appoint an impartial and disinterested person to act as  
 34 25 mediator. If the public employer is not subject to the budget  
 34 26 certification requirements of section 24.17 or other applicable  
 34 27 sections and in the absence of an impasse agreement negotiated  
 34 28 pursuant to section 20.19, or the failure of either party to  
 34 29 utilize its procedures, one hundred twenty days prior to the  
 34 30 date the next fiscal or budget year of the public employer  
 34 31 commences, the board, upon the request of either party, shall  
 34 32 appoint an impartial and disinterested person to act as a  
 34 33 mediator. It shall be the function of the mediator to bring  
 34 34 the parties together to effectuate a settlement of the dispute,  
 34 35 but the mediator may not compel the parties to agree.

35 1 Sec. 85. Section 99B.12A, unnumbered paragraph 1, Code  
 35 2 2009, is amended to read as follows:  
 35 3 ~~An organization that is exempt from federal income taxes~~  
 35 4 ~~under section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(6),~~  
 35 5 ~~501(c)(7), 501(c)(8), 501(c)(10), or 501(c)(19) of the Internal~~  
 35 6 ~~Revenue Code as defined in section 422.3, A person shall be~~  
 35 7 authorized to conduct a bingo occasion without a license as  
 35 8 otherwise required by this chapter if all of the following  
 35 9 requirements are met:

CODE: Removes specific nonprofit organizations from being  
 exempted from purchasing a license from the Department of  
 Inspections and Appeals for the operation of bingo games. Adds that  
 an individual meeting specific qualifications, be exempted from  
 purchasing a license for the operation of bingo games.

35 10 Sec. 86. Section 99B.17, Code 2009, is amended to read as  
 35 11 follows:  
 35 12 99B.17 Gambling on credit unlawful == exception .  
 35 13 1. A person who tenders and a person who receives any  
 35 14 promise, agreement, note, bill, bond, contract, mortgage or  
 35 15 other security, or any negotiable instrument, as consideration  
 35 16 for any wager or bet, whether or not lawfully conducted or  
 35 17 engaged in pursuant to this chapter, commits a misdemeanor.  
 35 18 However, a participant in a bingo occasion or in a contest  
 35 19 lawful under section 99B.11 may make payment by personal check  
 35 20 for any entry or participation fee assessed by the sponsor of  
 35 21 the bingo occasion or contest.  
 35 22 2. A participant in a raffle conducted by an eligible  
 35 23 qualified organization may purchase raffle tickets by personal  
 35 24 check, money order, bank check, cashier's check, electronic  
 35 25 check, or debit card for one raffle conducted by the eligible  
 35 26 qualified organization during a calendar year. The department  
 35 27 shall adopt rules setting minimum standards concerning the  
 35 28 purchase of raffle tickets as authorized by this subsection  
 35 29 which shall ensure compliance with applicable federal law and  
 35 30 for the protection of personal information consistent with  
 35 31 payment card industry compliance regulations. For purposes  
 35 32 of this subsection, an "eligible qualified organization" is a  
 35 33 qualified organization that has conducted a raffle pursuant to  
 35 34 section 99B.7 during the previous eight consecutive calendar  
 35 35 years in which the net proceeds are distributed to a museum.

CODE: Specifies that tickets from raffles conducted by eligible qualified organizations may be purchased by check, money order, or debit card. Specifies that the Department of Inspections and Appeals adopt rules that set a minimum standard for the purchase of raffle tickets.

36 1 Sec. 87. Section 155A.6A, subsection 3, Code 2009, is  
 36 2 amended to read as follows:  
 36 3 3. a. Beginning July 1, 2009, a person who is in the  
 36 4 process of acquiring national certification as a pharmacy  
 36 5 technician and who is in training to become a pharmacy  
 36 6 technician shall register with the board as a pharmacy  
 36 7 technician. The registration shall be issued for a period not  
 36 8 to exceed one year and shall not be renewable.  
 36 9 b. A person who is registered as a pharmacy technician or a  
 36 10 pharmacy technician trainee prior to January 1, 2010, who has

CODE: Specifies that a person registered as a pharmacy technician or pharmacy technician trainee before January 1, 2010, and meets specific requirements, is exempt from meeting examination requirements to register as a pharmacy technician.

36 11 worked as a pharmacy technician or pharmacy technician trainee  
 36 12 for a minimum of two thousand hours in the previous eighteen  
 36 13 months under the direction of a licensed pharmacist or who  
 36 14 has received certification as a pharmacy technician through a  
 36 15 certification program accredited by the national commission for  
 36 16 certifying agencies, is exempt from meeting any examination  
 36 17 requirement for registration pursuant to subsection 2.

36 18 Sec. 88. Section 174.1, subsection 2, paragraphs b and c,  
 36 19 Code 2009, are amended to read as follows:  
 36 20 b. The organization owns buildings ~~and~~ or other improvements  
 36 21 situated on the fairgrounds which have been specially  
 36 22 constructed for purposes of conducting a fair event.  
 36 23 c. The market value of the fairgrounds and buildings and  
 36 24 other improvements located on the fairgrounds is at least  
 36 25 ~~eighty~~ twenty-five thousand dollars.

CODE: Modifies the definition of county or district fair by noting that an organization can own buildings or other improvements on fairgrounds and reduces the amount of market value for buildings and other improvements on fairgrounds from \$80,000 to \$25,000.

36 26 Sec. 89. Section 174.1, subsection 3, Code 2009, is amended  
 36 27 to read as follows:  
 36 28 3. "Fair event" means an annual gathering of the public  
 36 29 on fairgrounds that incorporates agricultural exhibits,  
 36 30 demonstrations, shows, or competitions ~~and which includes all~~  
 36 31 ~~of the following:~~  
 36 32 a. ~~Programs~~ that include programs or projects sponsored by  
 36 33 4-H clubs, future farmers of America, or the Iowa cooperative  
 36 34 extension service in agriculture and home economics of Iowa  
 36 35 state university. Other activities may include any of the  
 37 1 following:  
 37 2 ~~b.~~ a. Commercial exhibits sponsored by manufacturers or  
 37 3 other businesses.  
 37 4 ~~e.~~ b. Educational programs or exhibits sponsored by  
 37 5 governmental entities or nonprofit organizations.  
 37 6 ~~d.~~ c. Competition in culinary arts, fine arts, or home  
 37 7 craft arts.

CODE: Modifies the definition of a fair event.

37 8 Sec. 90. EFFECTIVE UPON ENACTMENT AND RETROACTIVE

Specifies that Section 87 of the Bill is effective upon enactment and

37 9 APPLICABILITY. The provision of this division of this Act  
 37 10 amending section 155A.6A, subsection 3, being deemed of  
 37 11 immediate importance, takes effect upon enactment and applies  
 37 12 retroactively to January 1, 2010.

retroactive to January 1, 2010.

37 13 DIVISION VIII  
 37 14 BICYCLES

37 15 Sec. 91. NEW SECTION . 321.281 Actions against bicyclists.  
 37 16 1. A person operating a motor vehicle shall not steer the  
 37 17 motor vehicle unreasonably close to or toward a person riding  
 37 18 a bicycle on a highway, including the roadway or the shoulder  
 37 19 adjacent to the roadway.  
 37 20 2. A person shall not knowingly project any object or  
 37 21 substance at or against a person riding a bicycle on a highway.  
 37 22 3. A person who violates this section commits a simple  
 37 23 misdemeanor punishable as a scheduled violation under section  
 37 24 805.8A, subsection 14, paragraph "k".

CODE: Specifies that bicyclists are protected from actions from specific motor vehicle actions and projectiles. Requires that persons in violation of this Section be subject to a simple misdemeanor.

37 25 Sec. 92. Section 805.8A, subsection 14, Code Supplement  
 37 26 2009, is amended by adding the following new paragraph:  
 37 27 NEW PARAGRAPH . k. Actions against a person on a bicycle.  
 37 28 For violations under section 321.281 the scheduled fine is two  
 37 29 hundred fifty dollars.

CODE: Specifies individuals that commit a simple misdemeanor towards bicyclists are required to pay a fine of \$250.

37 30 DIVISION IX  
 37 31 HOTEL AND MOTEL TAX

37 32 Sec. 93. Section 423A.4, subsections 1 and 3, Code 2009, are  
 37 33 amended to read as follows:  
 37 34 1. A city ~~or county~~ may impose by ordinance of the city  
 37 35 council ~~or by resolution of the board of supervisors~~ a hotel  
 38 1 and motel tax, at a rate not to exceed ~~seven~~ nine percent,  
 38 2 which shall be imposed in increments of one or more full

CODE: Increases the maximum local hotel/motel tax rate from 7.00% to 9.00% for cities and from 7.00% to 8.00% for counties. Additionally, specifies that if a county imposes a hotel/motel tax rate of 8.00%, that one percentage point of the tax may be imposed in both the incorporated areas and unincorporated areas within that county.

38 3 percentage points upon the sales price from the renting of  
 38 4 lodging. A county may impose by resolution of the board of  
 38 5 supervisors a hotel and motel tax, at a rate not to exceed  
 38 6 eight percent, which shall be imposed in increments of one  
 38 7 or more full percentage points upon the sales price from the  
 38 8 renting of lodging. The tax when imposed by a city shall  
 38 9 apply only within the corporate boundaries of that city and  
 38 10 when imposed by a county shall apply only outside incorporated  
 38 11 areas within that county. However, if a county imposes a hotel  
 38 12 and motel tax of eight percent, one percentage point of that  
 38 13 hotel and motel tax may be imposed by the county in both the  
 38 14 incorporated areas and the unincorporated areas within that  
 38 15 county.  
 38 16 3. A Subject to the requirements of subsection 5, a local  
 38 17 hotel and motel tax shall be imposed on January 1 or July 1,  
 38 18 following the notification of the director of revenue. Once  
 38 19 imposed, the tax shall remain in effect at the rate imposed  
 38 20 for a minimum of one year. A local hotel and motel tax shall  
 38 21 terminate only on June 30 or December 31. At least forty-five  
 38 22 days prior to the tax being effective or prior to a revision in  
 38 23 the tax rate or prior to the repeal of the tax, a city or county  
 38 24 shall provide notice by mail of such action to the director of  
 38 25 revenue. The director shall have the authority to waive the  
 38 26 notice requirement.

38 27 Sec. 94. Section 423A.4, Code 2009, is amended by adding the  
 38 28 following new subsection:  
 38 29 NEW SUBSECTION . 5. a. For any imposition of a local hotel  
 38 30 and motel tax, or any increase in the rate of a local hotel  
 38 31 and motel tax, approved at election on or after the effective  
 38 32 date of this division of this Act, the city council or county  
 38 33 board of supervisors where the tax or the tax rate increase was  
 38 34 approved shall, within ten days following approval at election,  
 38 35 appoint a citizen advisory committee consisting of not less  
 39 1 than five individuals. Each individual appointed to the  
 39 2 citizen advisory committee shall be a resident of the city or  
 39 3 the unincorporated area of the county where the tax or the tax

DETAIL: In FY 2009, 125 cities and 13 counties received local hotel/motel tax totaling approximately \$39,100,000. The cities portion totaled \$38,300,000. Of the 125 cities, 101 cities had the current maximum rate of 7.00%. Of the 13 counties, 9 had the current maximum rate of 7.00%.

FISCAL IMPACT: The fiscal impact will be based the number of cities and counties that receive voter approval to increase the local hotel/motel tax rate and is currently unknown. However, assuming that cities that are currently at the maximum rate of 7.00% and increase their hotel/motel tax to 9.00%, the amount of additional revenue generated would total approximately \$10,500,000.

CODE: Specifies that for any imposition or increase in the local hotel/motel tax after the effective date of this Bill, a citizen advisory committee of at least five members be appointed. Specifies specific duties of the citizen advisory committee.

39 4 rate increase was approved. A vacancy on the citizen advisory  
39 5 committee shall be filled in the same manner as the original  
39 6 appointment. Committee members shall not receive compensation  
39 7 by reason of their membership on the committee.

39 8 b. The citizen advisory committee shall develop and  
39 9 submit recommendations to the city council or county board  
39 10 of supervisors, as applicable, relating to the use of the  
39 11 increased revenues resulting from the imposition of the tax or  
39 12 the increased tax rate. Recommendations for the use of such  
39 13 increased revenues shall be consistent with the requirements  
39 14 of section 423A.7, subsection 4. The recommendations of the  
39 15 citizen advisory committee shall not relieve the city or county  
39 16 from compliance with the requirements of section 423A.7,  
39 17 subsection 4.

39 18 c. If a city or county fails to appoint a citizen advisory  
39 19 committee as required under this subsection, the director of  
39 20 revenue shall not impose the tax, or the increase in the tax  
39 21 rate, notwithstanding subsection 3. The director of revenue  
39 22 shall only impose the tax, or an increase in the tax rate,  
39 23 approved on or after the effective date of this division of  
39 24 this Act on January 1 or July 1, following the appointment of  
39 25 a citizen advisory committee.

39 26 d. The citizen advisory committee shall be dissolved on  
39 27 the date the tax or the increased tax rate is imposed by the  
39 28 director of revenue.

39 29 Sec. 95. Section 423A.7, subsection 2, Code 2009, is amended  
39 30 to read as follows:

39 31 2. All moneys in the local transient guest tax fund shall  
39 32 be remitted at least quarterly by the department, pursuant to  
39 33 rules of the director of revenue, to each city in the amount  
39 34 collected from businesses in that city and to each county in  
39 35 the amount collected from businesses in the unincorporated  
40 1 areas of the county. However, if a county imposes a hotel and  
40 2 motel tax of eight percent and imposes one percentage point of  
40 3 that hotel and motel tax within the incorporated areas of the  
40 4 county pursuant to section 423A.4, subsection 1, the amount

CODE: Specifies that if a county imposes a hotel/motel tax rate of 8.00%, that one percentage point of that tax will be provided to the county if the hotel or motel is located within an incorporated area within the county.

40 5 collected from businesses within the incorporated areas of the  
 40 6 county as the result of the hotel and motel tax imposed by the  
 40 7 county shall be remitted by the department to that county.

40 8 Sec. 96. Section 423A.7, subsection 4, paragraphs a and b,  
 40 9 Code 2009, are amended to read as follows:

40 10 a. (1) Each county or city which levies the tax shall  
 40 11 spend at least fifty percent of the revenues derived therefrom  
 40 12 for the acquisition of sites for, or constructing, improving,  
 40 13 enlarging, equipping, repairing, operating, or maintaining of  
 40 14 recreation, convention, cultural, or entertainment facilities  
 40 15 including but not limited to memorial buildings, halls and  
 40 16 monuments, civic center convention buildings, auditoriums,  
 40 17 coliseums, and parking areas or facilities located at those  
 40 18 recreation, convention, cultural, or entertainment facilities  
 40 19 or the payment of principal and interest, when due, on bonds  
 40 20 or other evidence of indebtedness issued by the county or city  
 40 21 for those recreation, convention, cultural, or entertainment  
 40 22 facilities; or for the promotion and encouragement of tourist  
 40 23 and convention business in the city or county and surrounding  
 40 24 areas.

40 25 (2) Each city imposing a hotel and motel tax of eight  
 40 26 percent shall spend at least one-eighth of the revenues derived  
 40 27 therefrom for the marketing of community attractions, tourism  
 40 28 facilities, and other tourism opportunities located within  
 40 29 that city. Each city imposing a hotel and motel tax of nine  
 40 30 percent shall spend at least two-ninths of the revenues derived  
 40 31 therefrom for the marketing of community attractions, tourism  
 40 32 facilities, and other tourism opportunities located within that  
 40 33 city. Each county imposing a hotel and motel tax of eight  
 40 34 percent shall spend at least one-eighth of the revenues derived  
 40 35 therefrom for the marketing of community attractions, tourism  
 41 1 facilities, and other tourism opportunities located within that  
 41 2 county.

41 3 b. The remaining revenues, following the expenditures  
 41 4 required under paragraph "a", may be spent by the city or  
 41 5 county which levies the tax for any city or county operations

CODE: Specifies that for each city or county that imposes a local hotel/motel tax rate of 8.00%, that one-eighth of revenue generated be spent on marketing and tourism for that city or county. Specifies that for each city that imposes a local hotel/motel tax rate of 9.00%, two-ninths of the revenue generated be spent on marketing and tourism for that city.

41 6 authorized by law as a proper purpose for the expenditure  
41 7 within statutory limitations of city or county revenues derived  
41 8 from ad valorem taxes.

41 9 EXPLANATION

41 10 This bill makes, reduces, and transfers appropriations,  
41 11 provides for salaries and compensation of state employees, and  
41 12 covers other properly related matters. The bill is organized  
41 13 into divisions.

41 14 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING == FY 2011=2012.

41 15 Code section 331.439, subsection 3, provides that county mental  
41 16 health, mental retardation, and developmental disabilities  
41 17 (MH/MR/DD) service expenditures for a fiscal year are limited  
41 18 to a fixed budget amount and that the fixed amount is subject  
41 19 to an allowed growth factor adjustment. The allowed growth  
41 20 factor adjustment is to be set by statute enacted during the  
41 21 fiscal year which commences two years from the beginning  
41 22 date of the fiscal year in progress at the time the statute  
41 23 is enacted. The MH/MR/DD/BI commission is required to make  
41 24 a recommendation of the adjustment amount to the governor  
41 25 annually in November and the governor is required to submit a  
41 26 recommendation for the amount to the general assembly at the  
41 27 time the governor's budget is submitted. The bill provides  
41 28 that for the allowed growth adjustment factor legislation for  
41 29 FY 2011=2012, the governor must submit a recommendation on or  
41 30 before January 11, 2011, and the statute providing the allowed  
41 31 growth factor adjustment is to be enacted within 30 calendar  
41 32 days of the date the 2011 session of the general assembly  
41 33 convenes.

41 34 STANDING APPROPRIATIONS AND RELATED MATTERS. For the budget  
41 35 process applicable to FY 2011=2012, state agencies are required  
42 1 to submit estimates and other expenditure information as called  
42 2 for by the director of the department of management instead of  
42 3 the information required under Code section 8.23.

42 4 The division limits the standing unlimited appropriation  
42 5 for FY 2010=2011 for expenses of the general assembly and the  
42 6 legislative agencies.

42 7 The division limits the standing unlimited appropriation for  
42 8 FY 2010=2011 for payment for nonpublic school transportation.  
42 9 The division limits the standing limited appropriation for FY  
42 10 2010=2011 for operational support grants and community cultural  
42 11 grants, for regional tourism marketing, for the Iowa power  
42 12 fund, for the enforcement of Code chapter 453D relating to  
42 13 tobacco product manufacturers, for the center for congenital  
42 14 and inherited disorders central registry, for primary and  
42 15 secondary child abuse prevention programs, for programs for  
42 16 at-risk children, and for mental health, mental retardation,  
42 17 and developmental disabilities services property tax relief.  
42 18 The standing appropriation made for state foundation aid  
42 19 allowable growth for schools under Code section 257.16 for  
42 20 fiscal year 2010=2011, is limited to a specific amount. Of  
42 21 that amount, a specific amount is designated for the teacher  
42 22 salary supplements, the professional development supplements,  
42 23 and the early intervention supplement in accordance with Code  
42 24 section 257.10, subsections 9 through 11, and Code section  
42 25 257.37A.  
42 26 The standing appropriation made in Code section 426B.1 for  
42 27 property tax relief through county levies for MH/MR/DD services  
42 28 is revised to eliminate a standing amount of \$6.6 million that  
42 29 is designated for the medical assistance (Medicaid) program.  
42 30 The division eliminates for FY 2010=2011 a standing  
42 31 appropriation for instructional support state aid.  
42 32 The division credits to the general fund of the state a  
42 33 portion of federal moneys received by the Iowa veterans home  
42 34 for costs to improve and renovate a medical clinic at the  
42 35 home. These provisions take effect upon enactment and are  
43 1 retroactively applicable to July 1, 2009.  
43 2 For FY 2010=2011, the division funds the following property  
43 3 tax credits from the property tax credit fund created in the  
43 4 bill instead of entirely funding the credits from the general  
43 5 fund of the state: homestead, agricultural land and family  
43 6 farm, military service, and elderly and disabled tax credit  
43 7 and reimbursement. The division appropriates moneys from the  
43 8 general fund and the cash reserve fund for deposit in the  
43 9 property tax credit fund. These provisions take effect upon

43 10 enactment.  
43 11 The division appropriates moneys from the cash reserve fund  
43 12 to the executive council for FY 2010=2011 for performance of  
43 13 duty by the executive council. The bill requires that such  
43 14 moneys must be used prior to the standing appropriation made  
43 15 from the general fund for the same purposes.  
43 16 The division provides that certain cash reserve fund  
43 17 requirements do not apply to any appropriations made in the  
43 18 bill from the cash reserve fund.  
43 19 The division provides that the contingent appropriation from  
43 20 the general fund of the state to the cash reserve fund pursuant  
43 21 to Code section 8.57, subsection 1, shall not be made for FY  
43 22 2010=2011.  
43 23 The division provides for the nonreversion of moneys  
43 24 appropriated in 2009 Iowa Acts, chapter 179, for FY 2009=2010  
43 25 from the cash reserve fund to the executive council for  
43 26 performance of duty. This provision takes effect upon  
43 27 enactment.  
43 28 SALARIES, COMPENSATION, AND RELATED MATTERS. This division  
43 29 of the bill relates to the funding for the fiscal year  
43 30 beginning July 1, 2010, of salary increases for appointed  
43 31 nonelected officers, employees subject to collective bargaining  
43 32 agreements, certain noncontract employees, and board of regents  
43 33 employees.  
43 34 For FY 2010=2011 the maximum and minimum salary levels of all  
43 35 pay plans of noncontract state employees shall not increase and  
44 1 shall remain as they exist for FY 2009=2010. The pay levels  
44 2 for noncontract judicial branch employees shall not increase.  
44 3 A supplemental authorization is provided to fund salaries  
44 4 from trust, revolving, and special funds for which the general  
44 5 assembly has established a budget.  
44 6 The division prohibits bonus pay for employees of the  
44 7 executive branch except for employees of the state board of  
44 8 regents, the judicial branch, and the legislative branch,  
44 9 unless the bonus pay is otherwise authorized by law, required  
44 10 pursuant to an employment contract entered into before July  
44 11 1, 2010, or required pursuant to a collective bargaining  
44 12 agreement.

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44 13 The division appropriates all federal grants to and the  
44 14 federal receipts of the agencies affected by this division  
44 15 which are received and are expended for purposes of this  
44 16 division.

44 17 The division requires sworn peace officers in the department  
44 18 of public safety who are not covered by a collective bargaining  
44 19 agreement to receive the same per diem meal allowance as  
44 20 the sworn peace officers covered by a collective bargaining  
44 21 agreement.

44 22 The salary model administrator is required to work in  
44 23 conjunction with the department of management and the  
44 24 legislative services agency to analyze, compare, and project  
44 25 state salary and benefit information.

44 26 The division adds the position of chief information officer,  
44 27 a position created in 2010 Iowa Acts, Senate File 2088, to  
44 28 salary range 7 for appointed state officers.

44 29 APPROPRIATION REDUCTIONS. This division of this bill  
44 30 provides that the amounts appropriated from the general fund  
44 31 of the state to the departments and establishments of the  
44 32 executive branch, but not including appropriations to the state  
44 33 board of regents, for operational purposes in enactments made  
44 34 for the fiscal year beginning July 1, 2010, and ending June  
44 35 30, 2011, are reduced by \$83,760,500. The division requires  
45 1 the reductions in appropriations to be realized through the  
45 2 implementation of 2010 Iowa Acts, Senate File 2062, relating to  
45 3 early retirement, 2010 Iowa Acts, Senate File 2088, relating  
45 4 to government efficiency, executive order number 20 issued  
45 5 December 16, 2009, and any other efficiency measure. The  
45 6 division requires the department of management to apply the  
45 7 reductions.

45 8 On or before December 1, 2010, the division requires the  
45 9 department of management to submit a report to the general  
45 10 assembly and the legislative services agency regarding  
45 11 anticipated reductions in appropriations for operational  
45 12 purposes and anticipated reductions in full-time equivalent  
45 13 positions for the fiscal year beginning July 1, 2010, and  
45 14 ending June 30, 2011. The division requires the report to  
45 15 include a categorization of the reductions.

45 16 The division, for FY 2010=2011, allows the department of  
45 17 management to transfer up to \$5 million from the cash reserve  
45 18 fund for purposes of meeting the appropriation reduction  
45 19 requirements of the division. The division includes reporting  
45 20 requirements.

45 21 The division appropriates moneys from the general fund of  
45 22 the state to the department of administrative services for  
45 23 implementing the information technology-related provisions of  
45 24 2010 Iowa Acts, Senate File 2088.

45 25 STATE FINANCIAL MANAGEMENT DUTIES. This division strikes  
45 26 the transfer of state financial management duties from the  
45 27 department of administrative services to the department of  
45 28 management in 2010 Iowa Acts, Senate File 2088. The division  
45 29 also provides that any new financial management duties included  
45 30 in Senate File 2088 relating to establishing a centralized  
45 31 payroll, creating a searchable budget database, and modifying  
45 32 payroll frequency, are included as duties of the department of  
45 33 administrative services.

45 34 CORRECTIVE PROVISIONS. This division makes corrective  
45 35 changes relating to 2010 enactments and pending legislation.

46 1 Code section 2.69(3), as enacted by 2010 Iowa Acts, Senate  
46 2 File 2088, section 420, and Code section 97D.4(2), are amended  
46 3 to correctly insert the reference to Code section 2.10 which  
46 4 provides for per diem and expense payments to legislators.

46 5 Code section 123.43A(1), as enacted by 2010 Iowa Acts,  
46 6 Senate File 2088, section 84, is amended to correctly include  
46 7 the word "otherwise" in the phrase "unless the context  
46 8 otherwise requires".

46 9 Code section 162.10D(2), as enacted by 2010 Iowa Acts, House  
46 10 File 2280, section 18, is amended to correct a grammatical  
46 11 construction.

46 12 Code section 216A.113(1), as enacted by 2010 Iowa Acts,  
46 13 Senate File 2088, section 139, is corrected to refer to the new  
46 14 name of the commission of deaf services within the department  
46 15 of human rights.

46 16 Code section 216C.9(1), as amended by 2010 Iowa Acts,  
46 17 Senate File 2202, section 7, is amended to substitute the word  
46 18 "reconstructed" for the word "altered" in reference to required

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46 19 sidewalk ramp modifications, to make the requirement parallel  
46 20 to a similar requirement in the same Code subsection relating  
46 21 to street reconstructions.

46 22 Code section 256.51(1)(a), as amended by 2010 Iowa Acts,  
46 23 Senate File 2088, section 316, is amended to eliminate the duty  
46 24 of the division of libraries and information services of the  
46 25 department of education to provide information services to the  
46 26 medical community, to coordinate with the discontinuation of  
46 27 the medical library as part of the state library as directed by  
46 28 Senate File 2088.

46 29 Code section 256F.3(1), as amended by 2010 Iowa Acts,  
46 30 Senate File 2033, section 10, is amended to add a reference  
46 31 to innovation zone schools in order to allow the department  
46 32 of education to monitor the effectiveness of both regular and  
46 33 innovation zone charter schools. Code section 256F.6(3) is  
46 34 also amended in a similar manner to allow the department of  
46 35 education to conduct ongoing reviews of all parties' compliance  
47 1 with contracts for both regular and innovation zone charter  
47 2 schools.

47 3 Code section 260C.44, Code 2009, as amended by 2010 Iowa  
47 4 Acts, Senate File 2340, section 35, is amended to correctly  
47 5 refer to the United States department of labor, office of  
47 6 apprenticeship.

47 7 Code section 298.4(2), as amended by 2010 Iowa Acts, Senate  
47 8 File 2237, section 103, is amended to correct a grammatical  
47 9 construction (singular noun needed).

47 10 Code section 317.1, as amended by 2010 Iowa Acts, Senate  
47 11 File 2340, section 86, is amended to correct the hierarchical  
47 12 designation of Code section subunits (subsection numbers  
47 13 needed).

47 14 Code section 321J.2(3)(d)(1,2) is amended to reconcile  
47 15 the restructuring of Code section 321J.2 made in 2010 Iowa  
47 16 Acts, Senate File 431, with the amendments made to that same  
47 17 Code section in 2010 Iowa Acts, House File 2452 (allowing the  
47 18 department of transportation to issue a temporary restricted  
47 19 license under Code chapter 321J without requiring the court to  
47 20 order the department to do so). The reconciliation provision  
47 21 and the duplicative provision in 2010 Iowa Acts, House File

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47 22 2452, section 3, which is repealed, take effect December 1,  
47 23 2010.

47 24 Code section 336.4, as amended by 2010 Iowa Acts, Senate File  
47 25 2088, section 323, is amended to substitute the word "reside"  
47 26 for the word "resident" in order to correct the phrase "who  
47 27 reside within the library district".

47 28 Code section 435.26B(1)(c), as enacted by 2010 Iowa  
47 29 Acts, Senate File 2199, section 13, is amended to correct a  
47 30 grammatical construction (plural noun needed).

47 31 Code section 455B.104(4), as enacted by 2010 Iowa Acts,  
47 32 Senate File 2088, section 258, is amended to change the date  
47 33 by which the department of natural resources must submit its  
47 34 greenhouse gas emissions report for the previous calendar year  
47 35 from September 1 to December 31. The change is consistent with  
48 1 an earlier amendment dealing with the same report made in 2010  
48 2 Iowa Acts, Senate File 2243, section 2.

48 3 Code section 489.116, as amended by 2010 Iowa Acts, House  
48 4 File 2478, section 5, is amended to correctly number the  
48 5 three subsections in that Code section, and references to the  
48 6 subsections of Code section 489.116 are corrected in Code  
48 7 sections 489.1005, 489.1009, and 489.1013.

48 8 Code section 508C.3(1)(b)(2)(b), as amended by 2010 Iowa  
48 9 Acts, Senate File 2272, is amended to correct a hierarchical  
48 10 Code section subunit reference (subparagraph division reference  
48 11 needed).

48 12 Code section 514C.26(1)(c)(2)(j), as enacted by 2010 Iowa  
48 13 Acts, House File 2075, section 1, is amended to correct an  
48 14 internal reference to a hierarchical designation of a Code  
48 15 section subunit (subparagraph division reference needed).

48 16 Code section 543B.29(1)(e)(2), as enacted by 2010 Iowa Acts,  
48 17 Senate File 2326, section 5, is amended to correct an internal  
48 18 reference to lettered paragraph "e".

48 19 Code section 562A.29A(1)(b), as enacted by 2010 Iowa Acts,  
48 20 Senate File 2300, section 3, is amended to correct a reference  
48 21 to a rule of civil procedure (singular noun needed).

48 22 Code section 685.6(9)(d), as enacted by 2010 Iowa Acts,  
48 23 Senate File 2088, section 343, is amended to correct a  
48 24 reference to the district court of the state (definite article

48 25 added).

48 26 Code sections 692A.102 and 901A.1 are amended to refer to a  
48 27 violation of Code section 710.10 as "enticing a minor" rather  
48 28 than "enticing a minor away" to conform to the changes made to  
48 29 Code section 710.10 in 2010 Iowa Acts, House File 2438, section  
48 30 1.

48 31 Code section 805.6(3)(a), as enacted by 2010 Iowa Acts,  
48 32 Senate File 2340, section 63, is amended to correct a  
48 33 grammatical construction (colon needed).

48 34 Code Section 805.6(7), as amended by 2010 Iowa Acts, Senate  
48 35 File 2340, section 63 (a Code editor's bill), is amended to  
49 1 conform to the substantive changes to the same language made  
49 2 by, and contingent upon the enactment of, 2010 Iowa Acts,  
49 3 Senate File 2197, section 5.

49 4 2010 Iowa Acts, House File 2399, section 2, is amended  
49 5 to correct an error in displaying existing Code language  
49 6 in the bill. That bill section inadvertently deleted the  
49 7 word "power" in a reference to a baseload electric power  
49 8 generating facility, and substituted the word "alternative" for  
49 9 "alternate" in a reference to an alternate energy production  
49 10 facility.

49 11 2010 Iowa Acts, Senate File 2237, section 180, subsection 4,  
49 12 paragraph a, is amended to insert the correct word "through"  
49 13 in a reference to lettered paragraphs that the Code editor is  
49 14 directed to modify.

49 15 2010 Iowa Acts, Senate File 2366, section 23(2), if enacted,  
49 16 is amended to correct a reference to the implementation costs  
49 17 of this division of this Act rather than of the entire Act.

49 18 2010 Iowa Acts, Senate File 431, section 5, if enacted,  
49 19 is amended to correct the amending statement of that section  
49 20 to indicate that only unnumbered paragraph 1 of Code section  
49 21 907.3(3)(c) is being amended. The amendment takes effect  
49 22 December 1, 2010.

49 23 2010 Iowa Acts, House File 2280, section 25, is repealed,  
49 24 which adds a definition to Code chapter 717B for the department  
49 25 of agriculture and land stewardship. The final version of  
49 26 House File 2280 deleted all responsibilities of the department  
49 27 so the definition is no longer necessary or meaningful.

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49 28 The division makes certain provisions effective upon  
49 29 enactment and retroactively applicable to the effective date of  
49 30 the bills amended by the division.  
49 31 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS. This division  
49 32 relates to various miscellaneous provisions.  
49 33 The division appropriates moneys from the Iowa comprehensive  
49 34 petroleum underground storage tank fund to the department of  
49 35 education for FY 2010=2011 for distribution to the tribal  
50 1 council of the Sac and Fox Indian settlement located on land  
50 2 held in trust by the secretary of the interior of the United  
50 3 States for the purposes of educational expenses.  
50 4 The division appropriates moneys from the cash reserve  
50 5 fund to the department of human services for FY 2010=2011 for  
50 6 purposes of the medical assistance (Medicaid) program and to  
50 7 the department of management for operation purposes.  
50 8 The division increases general fund appropriations to  
50 9 the department of administrative services for FY 2010=2011  
50 10 and increases the number of full-time equivalent positions  
50 11 authorized. The division decreases general fund appropriations  
50 12 to the department of management for FY 2010=2011 and decreases  
50 13 the number of full-time equivalent positions authorized.  
50 14 The division provides that a railroad company which alters  
50 15 facilities pursuant to a written agreement with a political  
50 16 subdivision with a population of more than 15,100, but less  
50 17 than 15,150, according to the 2000 certified federal census to  
50 18 construct a flood mitigation project shall not be held liable  
50 19 for any damages caused by the alteration due to a flood.  
50 20 The division requires the state board of regents to conduct  
50 21 a study of the Iowa braille and sight saving school regarding  
50 22 the residential services, facilities and facility utilization,  
50 23 and potential partnerships. The study must be submitted to the  
50 24 legislative council by August 31, 2010.  
50 25 The division requires the plumbing and mechanical systems  
50 26 board, from the effective date of the provision to September  
50 27 30, 2010, to allow a person who has not previously been a  
50 28 licensed journeyman or master in the applicable discipline  
50 29 to sit for the state master licensing examination for the  
50 30 applicable discipline if certain work experience criteria are

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50 31 met. This provision takes effect upon enactment.

50 32 The division modifies provisions in Code section 8D.13

50 33 applicable to the leasing of facilities for Part III

50 34 connections associated with the operation of the Iowa

50 35 communications network. Currently, the state is required to

51 1 lease all fiberoptic cable facilities or facilities with DS=3

51 2 capacity for Part III connections for which state funding is

51 3 provided, and to lease all fiberoptic cable facilities or

51 4 facilities with DS=3 or DS=1 capacity for specified state

51 5 departments and agencies. The division deletes specific

51 6 reference to DS=3 or DS=1 capacity, instead providing

51 7 that facilities with sufficient capacity as determined

51 8 by the commission shall be leased. The division provides

51 9 that in determining the capacity to be provided, the Iowa

51 10 telecommunications and technology commission shall consult with

51 11 those agencies associated with the connections for which state

51 12 funding is provided.

51 13 The division strikes a provision in Code section 16.100A

51 14 that requires expense payments for general public members of

51 15 the council on homelessness to be made from state general fund

51 16 appropriations. The division specifies that such expenses must

51 17 be reimbursed by the Iowa finance authority. The division also

51 18 amends Code section 16.181 by authorizing the Iowa finance

51 19 authority to use moneys in the housing trust fund for the Iowa

51 20 mortgage help initiative. The Iowa mortgage help initiative is

51 21 a program that provides foreclosure prevention assistance and

51 22 counseling and includes the Iowa mortgage help hotline.

51 23 The division amends provisions in Code chapter 20

51 24 relating to impasse procedures and mediation. The division

51 25 provides that if the public employer is not subject to the

51 26 budget certification requirements of Code section 24.17 and

51 27 other applicable sections, the agreement shall provide for

51 28 implementation of impasse procedures not later than 120 days

51 29 prior to the date the next fiscal or budget year of the public

51 30 employer commences. The division also provides that if the

51 31 public employer is not subject to the budget certification

51 32 requirements of Code section 24.17 or other applicable sections

51 33 and in the absence of an impasse agreement negotiated pursuant

51 34 to Code section 20.19, or the failure of either party to  
51 35 utilize its procedures, 120 days prior to the date the next  
52 1 fiscal or budget year of the public employer commences, the  
52 2 board, upon the request of either party, shall appoint an  
52 3 impartial and disinterested person to act as a mediator.  
52 4 This division amends Code section 99B.12A to authorize  
52 5 any person to conduct a bingo occasion without a license if  
52 6 participants are not charged to enter the premises where bingo  
52 7 is conducted, participants are not charged to play bingo, any  
52 8 prize awarded is donated, and the bingo occasion is conducted  
52 9 as an activity and not for fund raising purposes. Current law  
52 10 only allows nonprofit organizations to conduct a bingo occasion  
52 11 under these limitations without a license.  
52 12 This division amends Code section 99B.17 to authorize a  
52 13 participant in a raffle conducted by an eligible qualified  
52 14 organization to purchase raffle tickets by check, money order,  
52 15 or debit card for one raffle per calendar year. The division  
52 16 defines an eligible qualified organization as a qualified  
52 17 organization that has conducted a raffle during the previous  
52 18 eight consecutive calendar years in which the net proceeds are  
52 19 distributed to a museum. Current law makes it a misdemeanor  
52 20 to gamble or wager on credit.  
52 21 The division provides that a person who is registered as  
52 22 a pharmacy technician or a pharmacy technician trainee prior  
52 23 to January 1, 2010, who has worked as a pharmacy technician  
52 24 or pharmacy technician trainee for a designated period of  
52 25 time under the direction of a licensed pharmacist or who has  
52 26 received certification as a pharmacy technician through a  
52 27 certification program accredited by the national commission for  
52 28 certifying agencies, is exempt from meeting any examination  
52 29 requirement for registration.  
52 30 The division amends the criteria an organization must meet  
52 31 to be considered a fair under Code chapter 174. Currently, an  
52 32 organization must own buildings and other improvements situated  
52 33 on fairgrounds. The division allows an organization to own  
52 34 either buildings or improvements situated on a fairground.  
52 35 Currently, the market value of fairgrounds, buildings, and  
53 1 other improvements must be at least \$80,000. The division

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53 2 lowers the threshold to \$25,000. The division changes what  
53 3 constitutes a fair event under Code chapter 174.  
53 4 BICYCLES. New Code section 321.281 provides that a person  
53 5 operating a motor vehicle shall not steer the motor vehicle  
53 6 unreasonably close to or toward a person riding a bicycle  
53 7 on a highway. The division amends Code section 805.8A to  
53 8 provide that a person shall not knowingly project any object  
53 9 or substance at or against a person riding a bicycle on a  
53 10 highway. The division amends Code section 805.8A to provide a  
53 11 person violating a provision of the division commits a simple  
53 12 misdemeanor punishable by a scheduled fine of \$250.  
53 13 HOTEL AND MOTEL TAX. Current Code section 423A.4 authorizes  
53 14 a city or county to impose by ordinance of the city council  
53 15 or by resolution of the county board of supervisors a local  
53 16 hotel and motel tax at a rate not to exceed 7 percent. The  
53 17 imposition, repeal, or change in the rate of a local hotel  
53 18 and motel tax is also subject to approval at election. This  
53 19 division increases the maximum allowable local hotel and motel  
53 20 tax rate for cities from 7 percent to 9 percent. The division  
53 21 increases the maximum allowable local hotel and motel tax rate  
53 22 for counties from 7 percent to 8 percent. If a county imposes  
53 23 a tax of 8 percent, 1 percentage point may be imposed by the  
53 24 county in both incorporated areas and unincorporated areas of  
53 25 the county.  
53 26 The division provides that for any imposition of a local  
53 27 hotel and motel tax, or any increase in the rate of a local  
53 28 hotel and motel tax, approved at election on or after the  
53 29 effective date of the division of the bill, the city council  
53 30 or county board of supervisors where the tax or the tax rate  
53 31 increase was approved must, within 10 days following approval  
53 32 at election, appoint a citizen advisory committee consisting  
53 33 of not less than five individuals. The division requires each  
53 34 individual appointed to a citizen advisory committee to be a  
53 35 resident of the city or the unincorporated area of the county  
54 1 where the tax or the tax rate increase was approved. Vacancies  
54 2 on a citizen advisory committee must be filled in the same  
54 3 manner as the original appointment. Committee members do not  
54 4 receive compensation for serving on the committee.

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54 5 The division requires each citizen advisory committee to  
54 6 develop and submit recommendations to the city council or  
54 7 county board of supervisors, as applicable, relating to the  
54 8 use of the increased revenues resulting from the imposition  
54 9 of the tax or the increased tax rate. Such recommendations  
54 10 for the use of the increased revenues must be consistent with  
54 11 statutory requirements for the use of local hotel and motel tax  
54 12 revenues under Code section 423A.7. Recommendations of the  
54 13 citizen advisory committee do not relieve the city or county  
54 14 from complying with the statutory use requirements under Code  
54 15 section 423A.7.

54 16 Under the division, if a city or county fails to appoint a  
54 17 citizen advisory committee, the director of revenue shall not  
54 18 impose the tax or the increase in the tax rate. The division  
54 19 only allows the director of revenue to impose the tax or an  
54 20 increase in the tax rate following the appointment of a citizen  
54 21 advisory committee. The division provides that each citizen  
54 22 advisory committee is dissolved on the date the tax or the  
54 23 increased tax rate is imposed by the director of revenue.

54 24 If a county imposes an 8 percent hotel and motel tax and  
54 25 imposes 1 percentage point of the tax within incorporated areas  
54 26 of the county, the amount collected within the incorporated  
54 27 areas as a result of the imposed tax shall be remitted by the  
54 28 department of revenue to that county.

54 29 The division requires cities imposing an 8 or 9 percent  
54 30 hotel and motel tax and counties imposing an 8 percent hotel  
54 31 and motel tax to spend a certain percentage of the revenue on  
54 32 marketing tourism.

54 33 LSB 6264YC (22) 83  
54 34 tm/jp

## Summary Data

### General Fund

|                               | Estimated<br>FY 2010<br><u>(1)</u> | Supp-Final Act.<br>FY 2010<br><u>(2)</u> | Est Net<br>FY 2010<br><u>(3)</u> | Current Law<br>FY 2011<br><u>(4)</u> | Standings Bill<br>FY 2011<br><u>(5)</u> | Total<br>FY 2011<br><u>(6)</u> | Total FY 2011<br>vs FY 2010<br><u>(7)</u> |
|-------------------------------|------------------------------------|--|----------------------------------|--------------------------------------|---|--------------------------------|---|
| Administration and Regulation | \$ 0                               | \$ 0                                     | \$ 0                             | \$ 0                                 | \$ 2,300,000                            | \$ 2,300,000                   | \$ 2,300,000                              |
| Unassigned Standings          | <u>2,385,190,149</u>               | <u>9,735,662</u>                         | <u>2,394,925,811</u>             | <u>3,057,030,023</u>                 | <u>-404,327,106</u>                     | <u>2,652,702,917</u>           | <u>257,777,106</u>                        |
| <b>Grand Total</b>            | <u>\$ 2,385,190,149</u>            | <u>\$ 9,735,662</u>                      | <u>\$ 2,394,925,811</u>          | <u>\$ 3,057,030,023</u>              | <u>\$ -402,027,106</u>                  | <u>\$ 2,655,002,917</u>        | <u>\$ 260,077,106</u>                     |

# Administration and Regulation

## General Fund

|   | <u>Estimated<br/>FY 2010</u><br>(1) | <u>Supp-Final Act.<br/>FY 2010</u><br>(2) | <u>Est Net<br/>FY 2010</u><br>(3) | <u>Current Law<br/>FY 2011</u><br>(4) | <u>Standings Bill<br/>FY 2011</u><br>(5) | <u>Total<br/>FY 2011</u><br>(6) | <u>Total FY 2011<br/>vs FY 2010</u><br>(7) | <u>Page and<br/>Line #</u><br>(8) |
|---|-------------------------------------|---|-----------------------------------|---------------------------------------|--|---------------------------------|--|-----------------------------------|
| <b><u>Administrative Services, Dept. of</u></b> |                                     |   |                                   |                                       |  |                                 |  |                                   |
| <b>Administrative Services</b>                  |                                     |   |                                   |                                       |  |                                 |  |                                   |
| Technology Procurement                          | \$ 0                                | \$ 0                                      | \$ 0                              | \$ 0                                  | \$ 2,300,000                             | \$ 2,300,000                    | \$ 2,300,000                               | PG 14 LN 28                       |
| DAS Operations                                  | 0                                   | 0   | 0                                 | 0                                     | 2,761,100                                | 2,761,100                       | 2,761,100                                  | PG 30 LN 11                       |
| <b>Total Administrative Services, Dept. of</b>  | <b>\$ 0</b>                         | <b>\$ 0</b>                               | <b>\$ 0</b>                       | <b>\$ 0</b>                           | <b>\$ 5,061,100</b>                      | <b>\$ 5,061,100</b>             | <b>\$ 5,061,100</b>                        |                                   |
| <b><u>Management, Dept. of</u></b>              |                                     |   |                                   |                                       |  |                                 |  |                                   |
| <b>Management, Dept. of</b>                     |                                     |   |                                   |                                       |  |                                 |  |                                   |
| DOM Reduction                                   | \$ 0                                | \$ 0                                      | \$ 0                              | \$ 0                                  | \$ -2,761,100                            | \$ -2,761,100                   | \$ -2,761,100                              | PG 30 LN 20                       |
| <b>Total Management, Dept. of</b>               | <b>\$ 0</b>                         | <b>\$ 0</b>                               | <b>\$ 0</b>                       | <b>\$ 0</b>                           | <b>\$ -2,761,100</b>                     | <b>\$ -2,761,100</b>            | <b>\$ -2,761,100</b>                       |                                   |
| <b>Total Administration and Regulation</b>      | <b>\$ 0</b>                         | <b>\$ 0</b>                               | <b>\$ 0</b>                       | <b>\$ 0</b>                           | <b>\$ 2,300,000</b>                      | <b>\$ 2,300,000</b>             | <b>\$ 2,300,000</b>                        |                                   |

## Unassigned Standings

### General Fund

|  | Estimated<br>FY 2010<br>(1) | Supp-Final Act.<br>FY 2010<br>(2) | Est Net<br>FY 2010<br>(3) | Current Law<br>FY 2011<br>(4) | Standings Bill<br>FY 2011<br>(5) | Total<br>FY 2011<br>(6) | Total FY 2011<br>vs FY 2010<br>(7) | Page and<br>Line #<br>(8) |
|--|-----------------------------|-----------------------------------|---------------------------|-------------------------------|----------------------------------|-------------------------|------------------------------------|---------------------------|
| <b><u>Cultural Affairs, Dept. of</u></b>     |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Cultural Affairs, Dept. of</b>            |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| County Endowment DCA Grants-AGR              | \$ 443,300                  | \$ 0                              | \$ 443,300                | \$ 520,000                    | \$ -76,700                       | \$ 443,300              | \$ 0                               | PG 2 LN 18                |
| <b>Total Cultural Affairs, Dept. of</b>      | <b>\$ 443,300</b>           | <b>\$ 0</b>                       | <b>\$ 443,300</b>         | <b>\$ 520,000</b>             | <b>\$ -76,700</b>                | <b>\$ 443,300</b>       | <b>\$ 0</b>                        |                           |
| <b><u>Economic Development, Dept. of</u></b> |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Economic Development, Dept. of</b>        |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Tourism Marketing - AGR                      | \$ 862,028                  | \$ 0                              | \$ 862,028                | \$ 1,104,000                  | \$ -241,972                      | \$ 862,028              | \$ 0                               | PG 2 LN 22                |
| <b>Total Economic Development, Dept. of</b>  | <b>\$ 862,028</b>           | <b>\$ 0</b>                       | <b>\$ 862,028</b>         | <b>\$ 1,104,000</b>           | <b>\$ -241,972</b>               | <b>\$ 862,028</b>       | <b>\$ 0</b>                        |                           |
| <b><u>Education, Dept. of</u></b>            |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Education, Dept. of</b>                   |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| State Foundation School Aid                  | \$ 2,146,457,965            | \$ 0                              | \$ 2,146,457,965          | \$ 2,661,200,000              | \$ -167,142,125                  | \$ 2,494,057,875        | \$ 347,599,910                     | PG 3 LN 19                |
| Child Development                            | 10,344,502                  | 1,149,389                         | 11,493,891                | 12,606,196                    | -1,112,305                       | 11,493,891              | 0                                  | PG 2 LN 32                |
| Instructional Support                        | 0                           | 0                                 | 0                         | 14,800,000                    | -14,800,000                      | 0                       | 0                                  | PG 4 LN 7                 |
| Transportation of Nonpublic Pupils           | 7,060,931                   | 0                                 | 7,060,931                 | 9,200,000                     | -2,139,069                       | 7,060,931               | 0                                  | PG 3 LN 2                 |
| <b>Total Education, Dept. of</b>             | <b>\$ 2,163,863,398</b>     | <b>\$ 1,149,389</b>               | <b>\$ 2,165,012,787</b>   | <b>\$ 2,697,806,196</b>       | <b>\$ -185,193,499</b>           | <b>\$ 2,512,612,697</b> | <b>\$ 347,599,910</b>              |                           |
| <b><u>Energy Independence</u></b>            |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Office of Energy Independence</b>         |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Iowa Power Fund                              | \$ 21,600,000               | \$ 0                              | \$ 21,600,000             | \$ 25,000,000                 | \$ -5,400,000                    | \$ 19,600,000           | \$ -2,000,000                      | PG 3 LN 16                |
| <b>Total Energy Independence</b>             | <b>\$ 21,600,000</b>        | <b>\$ 0</b>                       | <b>\$ 21,600,000</b>      | <b>\$ 25,000,000</b>          | <b>\$ -5,400,000</b>             | <b>\$ 19,600,000</b>    | <b>\$ -2,000,000</b>               |                           |
| <b><u>Legislative Branch</u></b>             |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Legislative Services Agency</b>           |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Legislative Branch                           | \$ 33,410,448               | \$ -3,340,411                     | \$ 30,070,037             | \$ 36,009,827                 | \$ -5,939,790                    | \$ 30,070,037           | \$ 0                               | PG 2 LN 2                 |
| <b>Total Legislative Branch</b>              | <b>\$ 33,410,448</b>        | <b>\$ -3,340,411</b>              | <b>\$ 30,070,037</b>      | <b>\$ 36,009,827</b>          | <b>\$ -5,939,790</b>             | <b>\$ 30,070,037</b>    | <b>\$ 0</b>                        |                           |
| <b><u>Public Health, Dept. of</u></b>        |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Public Health, Dept. of</b>               |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Reg. for Congenital & Inherited Disorders    | \$ 161,360                  | \$ 20,684                         | \$ 182,044                | \$ 232,500                    | \$ -50,456                       | \$ 182,044              | \$ 0                               | PG 2 LN 25                |
| <b>Total Public Health, Dept. of</b>         | <b>\$ 161,360</b>           | <b>\$ 20,684</b>                  | <b>\$ 182,044</b>         | <b>\$ 232,500</b>             | <b>\$ -50,456</b>                | <b>\$ 182,044</b>       | <b>\$ 0</b>                        |                           |
| <b><u>Human Services, Dept. of</u></b>       |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Human Services, Dept. of</b>              |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| MH Property Tax Relief                       | \$ 73,399,911               | \$ 10,480,000                     | \$ 83,879,911             | \$ 95,000,000                 | \$ -13,800,089                   | \$ 81,199,911           | \$ -2,680,000                      | PG 3 LN 9                 |
| Child Abuse Prevention                       | 174,076                     | 0                                 | 174,076                   | 232,500                       | -14,728                          | 217,772                 | 43,696                             | PG 2 LN 29                |
| <b>Total Human Services, Dept. of</b>        | <b>\$ 73,573,987</b>        | <b>\$ 10,480,000</b>              | <b>\$ 84,053,987</b>      | <b>\$ 95,232,500</b>          | <b>\$ -13,814,817</b>            | <b>\$ 81,417,683</b>    | <b>\$ -2,636,304</b>               |                           |

## Unassigned Standings

### General Fund

|                                   | Estimated<br>FY 2010<br>(1) | Supp-Final Act.<br>FY 2010<br>(2) | Est Net<br>FY 2010<br>(3) | Current Law<br>FY 2011<br>(4) | Standings Bill<br>FY 2011<br>(5) | Total<br>FY 2011<br>(6) | Total FY 2011<br>vs FY 2010<br>(7) | Page and<br>Line #<br>(8) |
|-----------------------------------|-----------------------------|-----------------------------------|---------------------------|-------------------------------|----------------------------------|-------------------------|------------------------------------|---------------------------|
| <b>Management, Dept. of</b>       |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Management, Dept. of</b>       |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Property Tax Credit Fund          | 91,256,037                  | 0                                 | 91,256,037                | 0                             | 91,256,037                       | 91,256,037              | 0                                  | PG 4 LN 24                |
| FY 2011 Budget Reductions         | 0                           | 0                                 | 0                         | 0                             | -83,760,500                      | -83,760,500             | -83,760,500                        | PG 13 LN 24               |
| <b>Total Management, Dept. of</b> | <b>\$ 91,256,037</b>        | <b>\$ 0</b>                       | <b>\$ 91,256,037</b>      | <b>\$ 0</b>                   | <b>\$ 7,495,537</b>              | <b>\$ 7,495,537</b>     | <b>\$ -83,760,500</b>              |                           |
| <b>Revenue, Dept. of</b>          |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Revenue, Dept. of</b>          |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Tobacco Reporting Requirements    | 19,591                      | 0                                 | 19,591                    | 25,000                        | -5,409                           | 19,591                  | 0                                  | PG 3 LN 13                |
| Homestead Property Tax Credit     | 0                           | 0                                 | 0                         | 136,200,000                   | -136,200,000                     | 0                       | 0                                  | PG 5 LN 9                 |
| AG Land/Family Farm Tax Credit    | 0                           | 0                                 | 0                         | 39,100,000                    | -39,100,000                      | 0                       | 0                                  | PG 5 LN 12                |
| Military Service Tax Credit       | 0                           | 0                                 | 0                         | 2,400,000                     | -2,400,000                       | 0                       | 0                                  | PG 5 LN 15                |
| Elderly & Disabled Tax Credit     | 0                           | 1,426,000                         | 1,426,000                 | 23,400,000                    | -23,400,000                      | 0                       | -1,426,000                         | PG 5 LN 18                |
| <b>Total Revenue, Dept. of</b>    | <b>\$ 19,591</b>            | <b>\$ 1,426,000</b>               | <b>\$ 1,445,591</b>       | <b>\$ 201,125,000</b>         | <b>\$ -201,105,409</b>           | <b>\$ 19,591</b>        | <b>\$ -1,426,000</b>               |                           |
| <b>Total Unassigned Standings</b> | <b>\$ 2,385,190,149</b>     | <b>\$ 9,735,662</b>               | <b>\$ 2,394,925,811</b>   | <b>\$ 3,057,030,023</b>       | <b>\$ -404,327,106</b>           | <b>\$ 2,652,702,917</b> | <b>\$ 257,777,106</b>              |                           |

## Summary Data Other Funds

|                               | Estimated<br>FY 2010<br><u>(1)</u> | Supp-Final Act.<br>FY 2010<br><u>(2)</u> | Est Net<br>FY 2010<br><u>(3)</u> | Current Law<br>FY 2011<br><u>(4)</u> | Standings Bill<br>FY 2011<br><u>(5)</u> | Total<br>FY 2011<br><u>(6)</u> | Total FY 2011<br>vs FY 2010<br><u>(7)</u> |
|-------------------------------|------------------------------------|--|----------------------------------|--------------------------------------|---|--------------------------------|---|
| Administration and Regulation | \$ 0                               | \$ 0                                     | \$ 0                             | \$ 0                                 | \$ 260,000                              | \$ 260,000                     | \$ 260,000                                |
| Education                     | 0                                  | 0  | 0                                | 0                                    | 90,000                                  | 90,000                         | 90,000                                    |
| Health and Human Services     | 0                                  | 0  | 0                                | 0                                    | 187,800,000                             | 187,800,000                    | 187,800,000                               |
| Unassigned Standings          | <u>230,046,426</u>                 | <u>0</u>                                 | <u>230,046,426</u>               | <u>0</u>                             | <u>216,221,153</u>                      | <u>216,221,153</u>             | <u>-13,825,273</u>                        |
| <b>Grand Total</b>            | <u>\$ 230,046,426</u>              | <u>\$ 0</u>                              | <u>\$ 230,046,426</u>            | <u>\$ 0</u>                          | <u>\$ 404,371,153</u>                   | <u>\$ 404,371,153</u>          | <u>\$ 174,324,727</u>                     |

# Administration and Regulation

## Other Funds

|  | <u>Estimated<br/>FY 2010</u> | <u>Supp-Final Act.<br/>FY 2010</u> | <u>Est Net<br/>FY 2010</u> | <u>Current Law<br/>FY 2011</u> | <u>Standings Bill<br/>FY 2011</u> | <u>Total<br/>FY 2011</u> | <u>Total FY 2011<br/>vs FY 2010</u> | <u>Page and<br/>Line #</u> |
|--|------------------------------|------------------------------------|----------------------------|--------------------------------|-----------------------------------|--------------------------|-------------------------------------|----------------------------|
|  | (1)                          | (2)                                | (3)                        | (4)                            | (5)                               | (6)                      | (7)                                 | (8)                        |
| <b><u>Management, Dept. of</u></b>         |                              |                                    |                            |                                |                                   |                          |                                     |                            |
| <b>Management, Dept. of</b>                |                              |                                    |                            |                                |                                   |                          |                                     |                            |
| DOM Operations - CRF                       | \$ 0                         | \$ 0                               | \$ 0                       | \$ 0                           | \$ 260,000                        | \$ 260,000               | \$ 260,000                          | PG 30 LN 7                 |
| <b>Total Management, Dept. of</b>          | <u>\$ 0</u>                  | <u>\$ 0</u>                        | <u>\$ 0</u>                | <u>\$ 0</u>                    | <u>\$ 260,000</u>                 | <u>\$ 260,000</u>        | <u>\$ 260,000</u>                   |                            |
| <b>Total Administration and Regulation</b> | <u><u>\$ 0</u></u>           | <u><u>\$ 0</u></u>                 | <u><u>\$ 0</u></u>         | <u><u>\$ 0</u></u>             | <u><u>\$ 260,000</u></u>          | <u><u>\$ 260,000</u></u> | <u><u>\$ 260,000</u></u>            |                            |

## Education Other Funds

|                                  | <u>Estimated<br/>FY 2010</u><br>(1) | <u>Supp-Final Act.<br/>FY 2010</u><br>(2) | <u>Est Net<br/>FY 2010</u><br>(3) | <u>Current Law<br/>FY 2011</u><br>(4) | <u>Standings Bill<br/>FY 2011</u><br>(5) | <u>Total<br/>FY 2011</u><br>(6) | <u>Total FY 2011<br/>vs FY 2010</u><br>(7) | <u>Page and<br/>Line #</u><br>(8) |
|----------------------------------|-------------------------------------|---|-----------------------------------|---------------------------------------|--|---------------------------------|--|-----------------------------------|
| <b>Education, Dept. of</b>       |                                     |   |                                   |                                       |  |                                 |  |                                   |
| <b>Education, Dept. of</b>       |                                     |   |                                   |                                       |  |                                 |  |                                   |
| Sac and Fox Education-UST        | \$ 0                                | \$ 0                                      | \$ 0                              | \$ 0                                  | \$ 90,000                                | \$ 90,000                       | \$ 90,000                                  | PG 29 LN 21                       |
| <b>Total Education, Dept. of</b> | <u>\$ 0</u>                         | <u>\$ 0</u>                               | <u>\$ 0</u>                       | <u>\$ 0</u>                           | <u>\$ 90,000</u>                         | <u>\$ 90,000</u>                | <u>\$ 90,000</u>                           |                                   |
| <b>Total Education</b>           | <u><u>\$ 0</u></u>                  | <u><u>\$ 0</u></u>                        | <u><u>\$ 0</u></u>                | <u><u>\$ 0</u></u>                    | <u><u>\$ 90,000</u></u>                  | <u><u>\$ 90,000</u></u>         | <u><u>\$ 90,000</u></u>                    |                                   |

# Health and Human Services

## Other Funds

|  | Estimated<br>FY 2010<br><u>(1)</u> | Supp-Final Act.<br>FY 2010<br><u>(2)</u> | Est Net<br>FY 2010<br><u>(3)</u> | Current Law<br>FY 2011<br><u>(4)</u> | Standings Bill<br>FY 2011<br><u>(5)</u> | Total<br>FY 2011<br><u>(6)</u> | Total FY 2011<br>vs FY 2010<br><u>(7)</u> | Page and<br>Line #<br><u>(8)</u> |
|--|------------------------------------|--|----------------------------------|--------------------------------------|---|--------------------------------|---|----------------------------------|
| <b>Human Services, Dept. of</b>        |                                    |  |                                  |                                      |   |                                |   |                                  |
| <b>Assistance</b>                      |                                    |  |                                  |                                      |   |                                |   |                                  |
| Medicaid - CRF                         | \$ 0                               | \$ 0                                     | \$ 0                             | \$ 0                                 | \$ 187,800,000                          | \$ 187,800,000                 | \$ 187,800,000                            | PG 30 LN 4                       |
| <b>Total Human Services, Dept. of</b>  | <u>\$ 0</u>                        | <u>\$ 0</u>                              | <u>\$ 0</u>                      | <u>\$ 0</u>                          | <u>\$ 187,800,000</u>                   | <u>\$ 187,800,000</u>          | <u>\$ 187,800,000</u>                     |                                  |
| <b>Total Health and Human Services</b> | <u>\$ 0</u>                        | <u>\$ 0</u>                              | <u>\$ 0</u>                      | <u>\$ 0</u>                          | <u>\$ 187,800,000</u>                   | <u>\$ 187,800,000</u>          | <u>\$ 187,800,000</u>                     |                                  |

## Unassigned Standings

### Other Funds

|                                   | Estimated<br>FY 2010<br>(1) | Supp-Final Act.<br>FY 2010<br>(2) | Est Net<br>FY 2010<br>(3) | Current Law<br>FY 2011<br>(4) | Standings Bill<br>FY 2011<br>(5) | Total<br>FY 2011<br>(6) | Total FY 2011<br>vs FY 2010<br>(7) | Page and<br>Line #<br>(8) |
|-----------------------------------|-----------------------------|-----------------------------------|---------------------------|-------------------------------|----------------------------------|-------------------------|------------------------------------|---------------------------|
| <b>Executive Council</b>          |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Executive Council</b>          |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Cash Reserve Fund Appropriation   | \$ 25,600,000               | \$ 0                              | \$ 25,600,000             | \$ 0                          | \$ 10,583,628                    | \$ 10,583,628           | \$ -15,016,372                     | PG 6 LN 8                 |
| <b>Total Executive Council</b>    | <b>\$ 25,600,000</b>        | <b>\$ 0</b>                       | <b>\$ 25,600,000</b>      | <b>\$ 0</b>                   | <b>\$ 10,583,628</b>             | <b>\$ 10,583,628</b>    | <b>\$ -15,016,372</b>              |                           |
| <b>Management, Dept. of</b>       |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Management, Dept. of</b>       |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Appropriation Contingencies-CRF   | \$ 0                        | \$ 0                              | \$ 0                      | \$ 0                          | \$ 5,000,000                     | \$ 5,000,000            | \$ 5,000,000                       | PG 14 LN 19               |
| Property Tax Credit Fund          | 54,684,481                  | 0                                 | 54,684,481                | 0                             | 54,684,481                       | 54,684,481              | 0                                  | PG 4 LN 28                |
| <b>Total Management, Dept. of</b> | <b>\$ 54,684,481</b>        | <b>\$ 0</b>                       | <b>\$ 54,684,481</b>      | <b>\$ 0</b>                   | <b>\$ 59,684,481</b>             | <b>\$ 59,684,481</b>    | <b>\$ 5,000,000</b>                |                           |
| <b>Revenue, Dept. of</b>          |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| <b>Revenue, Dept. of</b>          |                             |                                   |                           |                               |                                  |                         |                                    |                           |
| Homestead Property Tax Credit     | \$ 94,216,619               | \$ 0                              | \$ 94,216,619             | \$ 0                          | \$ 87,757,913                    | \$ 87,757,913           | \$ -6,458,706                      | PG 5 LN 9                 |
| Ag. Land/Family Farm Tax Credits  | 32,395,131                  | 0                                 | 32,395,131                | 0                             | 32,395,131                       | 32,395,131              | 0                                  | PG 5 LN 12                |
| Military Service Tax Credit       | 2,370,995                   | 0                                 | 2,370,995                 | 0                             | 2,400,000                        | 2,400,000               | 29,005                             | PG 5 LN 15                |
| Elderly & Disabled Tax Credit     | 20,779,200                  | 0                                 | 20,779,200                | 0                             | 23,400,000                       | 23,400,000              | 2,620,800                          | PG 5 LN 18                |
| <b>Total Revenue, Dept. of</b>    | <b>\$ 149,761,945</b>       | <b>\$ 0</b>                       | <b>\$ 149,761,945</b>     | <b>\$ 0</b>                   | <b>\$ 145,953,044</b>            | <b>\$ 145,953,044</b>   | <b>\$ -3,808,901</b>               |                           |
| <b>Total Unassigned Standings</b> | <b>\$ 230,046,426</b>       | <b>\$ 0</b>                       | <b>\$ 230,046,426</b>     | <b>\$ 0</b>                   | <b>\$ 216,221,153</b>            | <b>\$ 216,221,153</b>   | <b>\$ -13,825,273</b>              |                           |